

CAUSE NO. 8794

THE STATE OF TEXAS
VS.
GABRIEL FLORES

IN THE 259TH DISTRICT
COURT OF
JONES COUNTY, TEXAS

**JUDGMENT ON JURY VERDICT OF GUILTY
PUNISHMENT FIXED BY COURT OR JURY - NO PROBATION GRANTED**

Judge Presiding: QUAY F. PARKER

Date of Judgment: AUGUST 29, 2001

Attorney
for State: BRITT THURMAN

Attorney for
Defendant: ROBERT E. MCCOOL

Offense Convicted of:

COUNT ONE - MURDER

Section 19.02(b)(1) et seq. Texas Penal Code

Date Offense

Degree: 1ST degree

Committed: SEPTEMBER 16, 2000

Charging Instrument: INDICTMENT

Plea: NOT GUILTY

Jury Verdict: GUILTY AS CHARGED IN THE INDICTMENT

Plea to Enhancement Paragraph: NONE

Finding on Enhancement Paragraphs: NONE

Findings on Use of Deadly Weapon: NONE

Punishment Assessed by: JURY

Date Sentence Imposed: AUGUST 29, 2001

Costs: \$ - 0 -

Fine: \$ - 0 -

Punishment and Place of Confinement: FORTY (40) years TDCJ-ID

Date to Commence: AUGUST 29, 2001

Total Amount of Restitution/Reparation: \$ 15,000.00

Time Credited: 09/16/00 - 08/29/01

**THIS SENTENCE IS TO BE SERVED CONCURRENTLY UNLESS OTHERWISE
SPECIFIED.**

FEE DOC	<input type="checkbox"/>
INDEX	<input type="checkbox"/>
COMP	<input checked="" type="checkbox"/>
MIN	<input checked="" type="checkbox"/>
STATE	<input type="checkbox"/>
NOTE BOOK	<input type="checkbox"/>
CM AA, DA, TDC	<input type="checkbox"/>

39/195

FILED

AT 10 O'CLOCK A.M.
18 DAY OF Sept 2001

Nona Carter
DISTRICT CLERK JONES CO. TEXAS
By *[Signature]* Deputy



True & Correct
Copy of Original
Filed in the Jones
County District Clerk's Office

335

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Restitution to be paid as condition of Parole:
Name: JONES COUNTY DISTRICT CLERK
Address: P. O. BOX 308
City, State: ANSON, TEXAS 79501
Total Amt: \$ 15,000.00

On the 27TH day of AUGUST, 2001, the above referenced cause was called for trial. The parties appeared as follows: the State appeared by its District Attorney, and the Defendant, GABRIEL FLORES, appeared in person with his attorney of record, ROBERT E. MCCOOL. Both parties announced ready for trial, and the Defendant having exercised his right to a jury trial entered his plea of not guilty to the offense of COUNT ONE - MURDER committed on SEPTEMBER 16, 2000.

After the indictment was read and evidence for the State and the Defendant was submitted and concluded, and argument of counsel for the State and Defendant was heard and concluded, and the Court charged the jury as to law applicable to said cause, and argument of counsel for the State and Defendant was heard and concluded and the jury returned the following verdict:

We, the Jury, find the defendant, GABRIEL FLORES, guilty of the offense of Murder, as charged in the indictment.

/s/ Bea Moore
Presiding Juror

Thereupon, the said Defendant having previously requested that the JURY assess the proper punishment, and upon hearing all the evidence submitted by and on behalf of the State and the Defendant, the JURY returned the following verdict:

We, the Jury, having found the Defendant, GABRIEL FLORES, guilty of Murder, as charged in the indictment, assess his punishment at 40 years confinement in the Texas Department of Criminal Justice, Institutional Division, and in our discretion, assess a further punishment of a fine of \$ 0.

/s/ Bea Moore
Presiding Juror

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED, AND DECREED by the Court that said Defendant, GABRIEL FLORES, is guilty of the offense of COUNT ONE - MURDER, committed on SEPTEMBER 16, 2000, as charged in the indictment, and that he be punished by confinement in the Texas Department of Criminal Justice-Institutional Division for



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a term of FORTY (40) years, and in addition thereto a fine of \$ - 0 - is imposed and that such punishment be carried into execution in the manner prescribed by law.

Thereupon the said Defendant was asked by the Court whether he had anything to say why said sentence should not be pronounced against him, and he answered nothing in bar thereof, and it appearing to the Court that the Defendant is mentally competent and understanding of the English language, the Court proceeded in the presence of said Defendant, his counsel also being present, to pronounce sentence against him as follows:

IT IS THE ORDER OF THE COURT that said Defendant GABRIEL FLORES who has been adjudged to be GUILTY of COUNT ONE - MURDER and whose punishment has been assessed by the Court at confinement in the Texas Department of Criminal Justice-Institutional Division for FORTY (40) YEARS, be remanded to the Director of the Texas Department of Criminal Justice-Institutional Division or other persons legally authorized to receive such convicts and said Defendant shall be confined in said Texas Department of Criminal Justice-Institutional Division for FORTY (40) YEARS in accordance with the provisions of the law governing the Texas Department of Criminal Justice-Institutional Division, and the Defendant is remanded to the custody of the Texas Department of Criminal Justice-Institutional Division until the directions of this sentence can be obeyed.

Court Costs: \$ - 0 -; Court-Appointed Attorney's Fee: \$15,000.00; Fine: \$ - 0 -

THE CLERK OF THE COURT IS ORDERED TO send a copy of this order to the Defense Attorney:

MR. ROBERT E. MCCOOL
Attorney at Law
237 Marker Street
Baird, Texas 79504

send a copy of this order to the District Attorney, Britt Thurman, P. O. Box 507, Anson, Texas, 79501.


PRESIDING JUDGE

Notice of Appeal: _____


DATE SIGNED

JUDG6.22
attachment:



True & Correct
Copy of Original
Filed in the Jones
County District Clerk's Office

PRINT SHEET

Prints taken from the defendant in Cause No. 8744 on this
29 day of Aug, 2001.

This document is attached to and part of the Judgment/Sentence in said cause number in the 259th District Court of JONES County, Texas.

Gabriel Flores
Defendant's Signature

L. M. Smith
Officer taking print



CERTIFIED TRUE AND CORRECT COPY CERTIFICATE
STATE OF TEXAS
COUNTY OF JONES

The document to which this certificate is affixed, containing 4 pages, is a full, true and correct copy of the original on file and of record in my office.



ATTEST:

Sept 15 2004
NOMA CARTER, District Clerk
Jones County, Texas

BY

[Signature] DEPUTY

CAUSE NO. 8615

THE STATE OF TEXAS
VS.
LISA THOMAS JERNIGAN

IN THE 259TH DISTRICT
COURT OF
JONES COUNTY, TEXAS

JUDGMENT ON PLEA OF GUILTY OR NOLO CONTENDERE BEFORE COURT
WAIVER OF JURY TRIAL

Judge Presiding: QUAY F. PARKER

Date of Judgment: DECEMBER 19, 2000

Attorney
for State: GARY M. BROWN

Attorney for
Defendant: JOHN S. YOUNG

Offense Convicted of: **TAMPERING WITH PHYSICAL EVIDENCE**
Section 37.09 et seq. Texas Penal Code

Degree: 3RD DEGREE

Date Offense
Committed: AUGUST 20, 1999

Charging
Instrument: INFORMATION

Plea: GUILTY

Terms of Plea

Bargain (In Detail) : EIGHT (8) yrs. TDCJ-ID; \$247.25 to be laid out at \$50/day; credit for time served

Plea to Enhancement
Paragraph(s) : NONE

Findings on
Enhancement: NONE

Findings on Use
of Deadly Weapon : NONE

Date Sentence
Imposed : DECEMBER 19, 2000

Costs: \$247.25

Punishment and
Place of confinement: EIGHT (8) YEARS TDCJ-ID

Date to
Commence: DECEMBER 19, 2000

Time Credited: 08/28/99 - 12/19/00 inclusive

Restitution to be paid to: Name: Jones County District Clerk
Address: P. O. Box 308
City, St: Anson, Texas 79501
total amt: \$247.25

FEE DOG	<input type="checkbox"/>
INDEX	<input type="checkbox"/>
COMP	<input checked="" type="checkbox"/>
MIN	<input type="checkbox"/>
STATE	<input type="checkbox"/>
NOTE BOOK	<input type="checkbox"/>
CM DA - ATT	<input type="checkbox"/>

FILED
AT 4:00 CLOCK P. M.
20 DAY OF DEC 2000

Nana Carter
DISTRICT CLERK, JONES CO. TEXAS
By _____ Deputy



True & Correct
Copy of Original
Filed in the Jones
County District Clerk's Office

THIS SENTENCE IS TO BE SERVED CONCURRENTLY UNLESS OTHERWISE SPECIFIED.

This day the above entitled and numbered cause having been called for trial, the State appeared by her District Attorney GARY M. BROWN, and the Defendant, LISA THOMAS JERNIGAN, appeared both in person and by her counsel JOHN S. YOUNG; and the Defendant having elected to waive a jury herein and submit all matters of both law and fact to the Court, in person, in writing, in open court duly represented by counsel and upon entering her plea of GUILTY, requested that a trial by jury be waived and this case tried by and before the court; and the said attorney representing the state, having properly filed in the papers hereof prior to the entry of the Defendant's plea of GUILTY herein, his consent and approval in writing and written agreement, duly signed, whereby the State agreed that the Defendant be permitted to so waive a jury herein and submit all matters to the Court, and the Court having likewise, also, given its consent and approval thereto in writing signed and filed herein, and here now entered in the minutes, a jury was in all things duly waived and this cause tried before the Court.

The State and Defense in open court having announced ready for trial, the Defendant, in open court, and in person, properly represented by counsel, pled GUILTY to the charge contained in the information filed herein; the Defendant having waived in writing the ten day preparation for trial thereupon the Court admonished the Defendant of the consequences of said plea of GUILTY but the Defendant persisted in pleading GUILTY and the Defendant plainly appearing to the Court to be sane, and uninfluenced in making said plea by any consideration of fear, or by any persuasion, or delusive hope of pardon prompting the Defendant to confess her guilt, the said plea of GUILTY is by the Court received and here now entered of record upon the minutes of the court as the plea of Defendant herein; and the Defendant having waived the reading of the information in open court, the State proceeded to introduce evidence into the record of this cause showing the guilt of the Defendant; and the said evidence being accepted by the Court as a basis for its judgment, and the Court considering the same sufficient to support the Defendant's plea of GUILTY of the charge as alleged in the information to which the Defendant entered such plea, the Court finds the Defendant to be GUILTY of the charge as alleged in the information filed herein, to which the Defendant entered her plea of GUILTY and finds the Defendant to be GUILTY of the offense of TAMPERING WITH PHYSICAL EVIDENCE, that the said Defendant committed said offense on AUGUST 20, 1999.

IT IS THEREFORE CONSIDERED, ORDERED and ADJUDGED by the Court that the Defendant LISA THOMAS JERNIGAN is GUILTY of the offense of TAMPERING WITH PHYSICAL EVIDENCE, as confessed by the Defendant in the Defendant's plea of GUILTY herein made to the Court, and that the said Defendant be punished by confinement in the Texas Department of Criminal Justice-Institutional Division for a term of EIGHT (8) YEARS and that the State of Texas do have and recover of the said Defendant all costs in this prosecution expended for which execution may issue.

Thereupon the said Defendant was asked by the Court whether she had anything to say why said sentence should not be pronounced against her, and she answered nothing in bar thereof,



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Copy of Original
Filed in the Jones
County District Clerk's Office

and it appearing to the Court that the Defendant is mentally competent and understanding of the English language, the Court proceeded in the presence of said Defendant, her counsel also being present, to pronounce sentence against her as follows:

IT IS THE ORDER OF THE COURT that said Defendant LISA THOMAS JERNIGAN who has been adjudged to be GUILTY of TAMPERING WITH PHYSICAL EVIDENCE, and whose punishment has been assessed by the Court at confinement in the Texas Department of Criminal Justice-Institutional Division for EIGHT (8) YEARS, be remanded to the Director of the Texas Department of Criminal Justice-Institutional Division or other persons legally authorized to receive such convicts and said Defendant shall be confined in said Texas Department of Criminal Justice-Institutional Division for EIGHT (8) YEARS in accordance with the provisions of the law governing the Texas Department of Criminal Justice-Institutional Division, and the Defendant is remanded to the custody of the Texas Department of Criminal Justice-Institutional Division until the directions of this sentence can be obeyed.

THE CLERK OF THE COURT IS ORDERED TO (1) send a copy of this order to the defense attorney:

Mr. John S. Young
Attorney at Law
P.O. Box 868
Sweetwater, Texas 79556

(2) send a copy of this order to the District Attorney, Gary M. Brown, P. O. Box 507, Anson, Texas 79501.


PRESIDING JUDGE

Notice of Appeal: _____


DATE SIGNED

JUDG6.22
attachment:



True & Correct
Copy of Original
Filed in the Jones
County District Clerk's Office

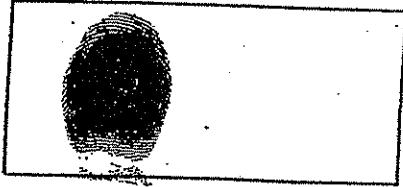
PRINT STATE

Prints taken from the defendant in Cause No. 8615 on this
19 day of Dec, 2002.

This document is attached to and part of the Judgment/Sentence in said cause number in
the 259th District Court of JONES County, Texas.

Diana Jernigan
Defendant's Signature

L. A. Smith
Officer taking print



CERTIFIED TRUE AND CORRECT COPY CERTIFICATE
STATE OF TEXAS
COUNTY OF JONES

The document to which this certificate is affixed, containing 4
pages, is a full, true and correct copy of the original on file and of record in
my office.



ATTEST:

Sept 15 04
RONA CARTER, District Clerk
Jones County, Texas

BY

[Signature]

DEPUTY

342

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**WILLIAM H. "BILL" RAY, P.C.
ATTORNEY AT LAW
5041 AIRPORT FREEWAY
FORT WORTH, TEXAS 76117**

(817)831-8383

FAX (817)831-8306

September 8, 2004

Calvin Albrecht, District Clerk
201 N. LaGrange Street
PO Box 306
Hallettsville, Texas 77964

Dear Mr. Albrecht,

Several months ago, I requested that you provide the number of capital murder cases filed in your county in the last five years. You graciously provided that information on a form that I sent you, which indicated the number of cases filed by year. I have enclosed a copy of the form that you filled out and sent back to me.

What I would like to know at this point is what, if anything, has happened in each of those cases. I do not know the names of the persons who were charged because I did not ask for that information previously.

Please consider this an open records request for a certified copy of the judgment and sentence in each of those cases represented in our last correspondence, which are the capital murder cases filed in your office from 1999-2003, inclusive. If there is any charge, please contact me at the number above, and I will send the fee. If a case is still pending and thus has no judgment, I would appreciate it if you would write me a letter stating that fact. If the case has been dismissed, please send a certified copy of the dismissal.

Finally, I would appreciate it if you could provide me these documents on or before September 25, 2004, as I have a deadline.

If you have any questions, feel free to call.

Sincerely,

William H. Ray
Attorney at Law

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NO. 0885306D

THE STATE OF TEXAS

)(IN THE 213TH

VS.

DISTRICT COURT OF

BILLY JACK CRUTSINGER

TARRANT COUNTY, TEXAS

BUSINESS RECORDS AFFIDAVIT

Before me, the undersigned authority, personally appeared Denise Bujnoch
who, being by me duly sworn, deposed as follows:

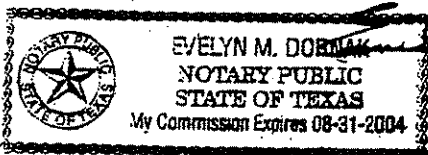
"My name is Denise Bujnoch, I am of sound mind, capable of making this affidavit, and personally acquainted with the facts herein stated:

I am the custodian of the records of the District Clerk's Office of Lavaca County, Texas. Attached hereto are 1 pages of information obtained from records from the District Clerk's Office of Lavaca County, Texas. This information is kept by the District Clerk's Office of Lavaca County, Texas in the regular course of business, and it was the regular course of business of the District Clerk's Office of Lavaca County, Texas for an employee or representative of the District Clerk's Office of Lavaca County, Texas. with knowledge of the act, event, condition, opinion, or diagnosis, recorded to make the record or to transmit the information thereof to be included in such record; and the record was made at or near the time or reasonably soon thereafter. The information contained in the attached page is obtained from the records in the District Clerk's Office and represents the exact number of capital murder cases filed for the years indicated in this county."

Devin D. Smith
AFFIANT

AFFILIANT

SWORN TO AND SUBSCRIBED before me on the 22 day of July, 2003.



NOTARY PUBLIC, STATE OF TEXAS

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NAME OF COUNTY Lavaca

CAPITAL MURDER CASES FILED IN THIS COUNTY BY YEAR
INDICATED BELOW:

Fiscal Year	Number of Indictments filed for Capital Murder
2003	1
2002	0
2001	0
2000	0
1999	0

CALVIN J. ALBRECHT
DISTRICT CLERK, LAVACA COUNTY
P.O. BOX 306
HALLETTSVILLE, TEXAS 77964

THE STATE OF TEXAS

5 - 4 A.D., 2004

IN THE DISTRICT COURT OF

VS

at 1:15 o'clock P.M.

BRYAN ANDREW VOAN

LAVACA COUNTY, TEXAS

25TH JUDICIAL DISTRICT

JUDGMENT ON PLEA OF GUILTY OR NOLO CONTENDERE
WAIVER OF JURY TRIAL

JUDGE PRESIDING:	HON. DWIGHT E. PESCHEL	DATE OF JUDGMENT:	APRIL 6, 2004
ATTORNEY FOR STATE:	RICHARD R. HICKS III	ATTORNEY FOR DEFENDANT:	ALLEN WILLIAMS
OFFENSE CONVICTED OF:	CAPITAL MURDER	OFFENSE CODE:	19.03 - TEXAS PENAL CODE
DEGREE:	CAPITAL	DATE OFFENSE COMMITTED:	MARCH 29, 2003
CHARGING INSTRUMENT	INDICTMENT	PLEA:	GUILTY
TERM OF PLEA BARGAIN (IN DETAIL):	CONFINEMENT FOR LIFE IN THE INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE		
PLEA TO ENHANCEMENT PARAGRAPH(S):	NA	FINDINGS ON ENHANCEMENT:	NA
FINDINGS ON USE OF DEADLY WEAPON:	NA		
DATE SENTENCE IMPOSED:	APRIL 6, 2004	TIME CREDITED:	358 Days
		COSTS:	\$248.00
PUNISHMENT IMPOSED AND PLACE OF CONFINEMENT:	CONFINEMENT FOR LIFE IN THE INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE		
DATE TO COMMENCE:	APRIL 6, 2004		

TOTAL AMOUNT OF
RESTITUTION/REPARATION


CONCURRENT UNLESS OTHERWISE SPECIFIED: THIS SENTENCE IMPOSED SHALL BEGIN WHEN THE JUDGMENT AND SENTENCE IN CAUSE# 03-04-8615-CR IN THE 25TH JUDICIAL DISTRICT OF LAVACA COUNTY, TEXAS IMPOSED ON APRIL 6, 2004 HAVE CEASED TO OPERATE.

The Defendant having been indicted in the above entitled and numbered cause for the felony offense shown above and this cause being this day called for trial, the above appeared in person and by counsel as named above, and both parties announced ready for trial. The Defendant, in person, in writing and in open court, waived his right to trial by jury, pleaded as indicted above to the charged contained in the indictment. Thereupon, the range of punishment for the offense was explained to the Defendant, and the Defendant was admonished by the Court of the consequences of the said plea; and it plainly appearing to the Court that the Defendant was mentally competent and sane and that the Defendant is not influenced in making said plea by any consideration of fear, or by any persuasion or delusive hope of pardon prompting his plea, and that the plea is free and voluntary, the said plea was accepted by the Court and is here entered of record upon the minutes. The Court, having heard the evidence submitted, and the argument of the counsel thereon, found the Defendant guilty of the offense indicated above, a felony, and assessed the punishment at confinement in the Institutional Division of the Texas Department of Criminal Justice for the period indicated above.

It is THEREFORE CONSIDERED, ORDERED, and ADJUDGED by the Court that the Defendant is guilty of the offense indicated above, a felony, and that the said Defendant committed the said offense on the date indicated above, and that he be

CALVIN J. ALBRECHT, District Clerk, Lavaca County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office. Witness my hand and seal of office on 4/13-04

CALVIN J. ALBRECHT, DISTRICT CLERK
By: *Kelvin D. Dugan* Deputy



THEREUPON, on the date of sentence indicated above, the Defendant was asked by the Court whether Defendant had anything to say why sentence should not be pronounced against Defendant and Defendant answered nothing in bar thereof, whereupon the Court proceeded in the presence of the said Defendant and Defendant's attorney to pronounce sentence against Defendant as follows:

It is ORDERED, ADJUDGED and DECREED by the Court that the Defendant, who has been adjudged to be guilty of the offense indicated above, a felony, is hereby sentenced to confinement in the Institutional Division of the Texas Department of Criminal Justice for the period indicated above and be fined the amount indicated above that Defendant be delivered by the Sheriff of the above named County and State, to the Director of Institutional Division of the Texas Department of Criminal Justice of the State of Texas, and said Defendant shall be confined in the said Institutional Division of the Texas Department of Criminal Justice for the period indicated above in accordance with the provisions of the law governing the Institutional Division of the Texas Department of Criminal Justice.

The Court also made the findings as indicated above concerning the allegations of prior felony convictions against Defendant to which Defendant has pleaded as indicated above.

The Court also made the affirmative findings as indicated above concerning the use or exhibition of a deadly weapon during the commission of the offense indicated above or during the immediate flight therefrom and whether the deadly weapon was a firearm.

It is further ORDERED, ADJUDGED, and DECREED that the said Defendant be credited on this sentence with the number of days as indicated above, on account of his confinement in jail since his arrest and prior to pronouncement of this sentence.

It is further ORDERED, ADJUDGED and DECREED, that as a condition of any parole that Defendant pay restitution and reparation to the victim (s) of Defendant's crime as indicated above and a fine as indicated above.

It is further ORDERED, ADJUDGED and DECREED, that the punishment under the sentence herein imposed shall begin when the Judgment and Sentence in the above indicated cause against the Defendant shall have ceased to operate.

And, the said Defendant is hereby remanded to jail until said Sheriff can obey the directions of this sentence.

Pursuant to Article 38.33, V.A.C.C.P., the Court further ordered that the Clerk take a thumbprint of the defendant's right thumb, if defendant does not have a right thumb the Clerk shall take a thumbprint of the left thumb and if the defendant has no thumbs, the Clerk shall take a fingerprint of the defendant's index finger. Said thumbprint or fingerprint is contained on Exhibit "A" attached hereto and made a part hereof.


JUDGE PRESIDING

MAY 4, 2004
DATE

NOTICE OF APPEAL: _____

CALVIN J. ALBRECHT, District Clerk, Lavaca County
do hereby certify that this is a true and correct
copy as same appears of record in my office. 9-13-04
witness my hand and seal of office on



CALVIN J. ALBRECHT, DISTRICT CLERK

By


Deputy

No. CR-03-04-8615-CR

AD. 2004
 Calvin J. Albrecht, Clerk
 DISTRICT COURT LAVACA COUNTY, TX
 In the District Court of

THE STATE OF TEXAS

VS.

BRYAN ANDREW VOAN

LAVACA COUNTY, TEXAS

25TH JUDICIAL DISTRICT

JUDGMENT ON PLEA OF GUILTY OR NOLO CONTENDERE
WAIVER OF JURY TRIAL

JUDGE PRESIDING: DWIGHT E. PESCHEL

DATE OF JUDGMENT: APRIL 6, 2004

ATTORNEY
 FOR STATE: RICHARD R. HICKS III
 OFFENSE
 CONVICTED OF: CAPITAL MURDER

ATTORNEY
 FOR DEFENDANT: ALLEN WILLIAMS
 PENAL CODE: 19.03

DEGREE: CAPITAL
 CHARGING
 INSTRUMENT: INDICTMENT

DATE OFFENSE
 COMMITTED: MARCH 29, 2003

TERM OF PLEA CONFINEMENT FOR LIFE IN THE INSTITUTIONAL DIVISION
 OF THE TEXAS DEPT. OF CRIMINAL JUSTICE

BARGAIN (IN DETAIL):

PLEA TO ENHANCEMENT

PARAGRAPH (S) : N/A

FINDINGS ON
 ENHANCEMENT: N/A

FINDINGS ON USE
 OF DEADLY WEAPON : NONE

DATE SENTENCE
 IMPOSED : APRIL 6, 2004

TIME CREDITED: 358 days
 COSTS: 248.00

PUNISHMENT AND
 PLACE OF CONFINEMENT: CONFINEMENT FOR LIFE IN THE INSTITUTIONAL DIVISION
 OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE

DATE TO COMMENCE: APRIL 6, 2004

TOTAL AMOUNT OF
 RESTITUTION/REPARATION:

CONCURRENT UNLESS OTHERWISE SPECIFIED: THE COURT FURTHER ORDERS THAT THE
 SENTENCE IMPOSED IN THIS CASE AGAINST THE DEFENDANT SHALL BEGIN WHEN THE
 JUDGMENT AND SENTENCE IN CAUSE NO. 03-04-8615A-CR IN THE 25TH JUDICIAL DISTRICT
 COURT OF LAVACA COUNTY, TEXAS, SENTENCED TO LIFE IMPRISONMENT ON APRIL 6, 2004,
 FOR THE OFFENSE OF CAPITAL MURDER HAS CEASED TO OPERATE.

The Defendant having been indicted in the above entitled and numbered cause for the felony offense shown above and this cause being this day called for trial, the above appeared in person and by counsel as named above, and both parties announced ready for trial. The Defendant, in person, in writing and in open court, waived his right to trial by jury, pleaded as indicted above to the charged contained in the indictment. Thereupon, the range of punishment for the offense was explained to the Defendant, and the Defendant was admonished by the Court of the consequences of the said plea; and it plainly appearing to the Court that the Defendant was mentally competent and sane and that the Defendant is not influenced in making said plea by any consideration of fear, or by any persuasion or delusive hope of pardon prompting his plea, and that the plea is free and voluntary, the said plea was accepted by the Court and is here entered of record upon the minutes. The Court, having heard the evidence submitted, and the argument of the counsel thereon, found the Defendant guilty of the offense indicated above, a felony, and assessed

LVIN J. ALBRECHT, District Clerk, do hereby certify that this is a true and correct as same appears of record in my office. ss my hand and seal of office on 9-13-04

CALVIN J. ALBRECHT, DISTRICT CLERK

By

Deputy

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the punishment at confinement in the Institutional Division of the Texas Department of Criminal Justice for the period indicated above.

It is **THEREFORE CONSIDERED, ORDERED, and ADJUDGED** by the Court that the Defendant is guilty of the offense indicated above, a felony, and that the said Defendant committed the said offense on the date indicated above, and that he be punished by confinement in the Institutional Division of the Texas Department of Criminal Justice for the period indicated above, and that the State of Texas do have and recover of the Defendant all costs of the prosecution, for which execution will issue.

THEREUPON, on the date of sentence indicated above, the Defendant was asked by the Court whether Defendant had anything to say why sentence should not be pronounced against Defendant and Defendant answered nothing in bar thereof, whereupon the Court proceeded in the presence of the said Defendant and Defendant's attorney to pronounce sentence against Defendant as follows:

It is **ORDERED, ADJUDGED and DECREED** by the Court that the Defendant, who has been adjudged to be guilty of the offense indicated above, a felony, is hereby sentenced to confinement in the Institutional Division of the Texas Department of Criminal Justice for the period indicated above and be fined the sum indicated above that Defendant be delivered by the Sheriff of the above named County and State, or the authorized agent of the State of Texas, to the Director of Institutional Division of the Texas Department of Criminal Justice of the State of Texas, and said Defendant shall be confined in the said Institutional Division of the Texas Department of Criminal Justice for the period indicated above in accordance with the provisions of the law governing the Institutional Division of the Texas Department of Criminal Justice.

The Court also made the findings as indicated above concerning the allegations of prior felony convictions against Defendant to which Defendant has pleaded as indicated above.

The Court also made the affirmative findings as indicated above concerning the use or exhibition of a deadly weapon during the commission of the offense indicated above or during the immediate flight therefrom and whether the deadly weapon was a firearm.

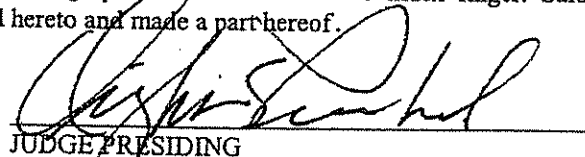
It is further **ORDERED, ADJUDGED, and DECREED** that the said Defendant be credited on this sentence with the number of days as indicated above, on account of his confinement in jail since his arrest and prior to pronouncement of this sentence.

It is further **ORDERED, ADJUDGED and DECREED**, that as a condition of any parole that Defendant pay restitution and reparation to the victim (s) of Defendant's crime as indicated above.

It is further **ORDERED, ADJUDGED and DECREED**, that the punishment under the sentence herein imposed shall begin when the Judgment and Sentence in the above indicated cause against the Defendant shall have ceased to operate.

And, the said Defendant is hereby remanded to jail until said Sheriff can obey the directions of this sentence.

Pursuant to Article 38.33, V.A.C.C.P., the Court further ordered that the Clerk take a thumbprint of the defendant's right thumb, if defendant does not have a right thumb the Clerk shall take a thumbprint of the left thumb and if the defendant has no thumbs, the Clerk shall take a fingerprint of the defendant's index finger. Said thumbprint or fingerprint is contained on Exhibit "A" attached hereto and made a part hereof.


JUDGE PRESIDING

NOTICE OF APPEAL: WAIVED

I, CALVIN J. ALBRECHT, District Clerk, Lavaca County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office. Witness my hand and seal of office on 9-13-04.



CALVIN J. ALBRECHT, DISTRICT CLERK

By Debbie Buford
Deputy

DATE MAY 12, 2004

350

**WILLIAM H. "BILL" RAY, P.C.
ATTORNEY AT LAW
5041 AIRPORT FREEWAY
FORT WORTH, TEXAS 76117**

(817)831-8383

FAX (817)831-8306

September 8, 2004

Marion County District Clerk
PO Box 628
Jefferson, Texas 75657

Dear Sir/Ma'am,

Several months ago, I requested that you provide the number of capital murder cases filed in your county in the last five years. You graciously provided that information on a form that I sent you, which indicated the number of cases filed by year. I have enclosed a copy of the form that you filled out and sent back to me.

What I would like to know at this point is what, if anything, has happened in each of those cases. I do not know the names of the persons who were charged because I did not ask for that information previously.

Please consider this an open records request for a certified copy of the judgment and sentence in each of those cases represented in our last correspondence, which are the capital murder cases filed in your office from 1999-2003, inclusive. If there is any charge, please contact me at the number above, and I will send the fee. If a case is still pending and thus has no judgment, I would appreciate it if you would write me a letter stating that fact. If the case has been dismissed, please send a certified copy of the dismissal.

Finally, I would appreciate it if you could provide me these documents on or before September 25, 2004, as I have a deadline.

If you have any questions, feel free to call.

Sincerely,

William H. Ray
Attorney at Law

THE STATE OF TEXAS)
VS.)
BILLY JACK CRUTSINGER) IN THE 213TH
DISTRICT COURT OF
TARRANT COUNTY, TEXAS

BUSINESS RECORDS AFFIDAVIT

Before me, the undersigned authority, personally appeared Janie McCay

who, being by me duly sworn, deposed as follows:

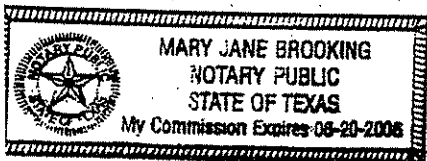
"My name is Janie McCay, I am of sound mind, capable of making this affidavit, and personally acquainted with the facts herein stated:

I am the custodian of the records of the District Clerk's Office of Marion County, Texas. Attached hereto are 1 pages of information obtained from records from the District Clerk's Office of Marion County, Texas. This information is kept by the District Clerk's Office of Marion County, Texas in the regular course of business, and it was the regular course of business of the District Clerk's Office of Marion County, Texas for an employee or representative of the District Clerk's Office of Marion County, Texas, with knowledge of the act, event, condition, opinion, or diagnosis, recorded to make the record or to transmit the information thereof to be included in such record; and the record was made at or near the time or reasonably soon thereafter. The information contained in the attached page is obtained from the records in the District Clerk's Office and represents the exact number of capital murder cases filed for the years indicated in this county."

James McCarty
AFFILANT

SWORN TO AND SUBSCRIBED before me on the 13 day of August 2003.

Mary Jane Beck NOTARY PUBLIC, STATE OF TEXAS



NAME OF COUNTY Marion

CAPITAL MURDER CASES FILED IN THIS COUNTY BY YEAR
INDICATED BELOW:

Fiscal Year	Number of Indictments filed for Capital Murder
2003	2
2002	2
2001	3
2000	1
1999	3

NAME OF COUNTY MarionCAPITAL MURDER CASES FILED IN THIS COUNTY BY YEAR
INDICATED BELOW:*"Revised" 9/14/04*

Fiscal Year	Number of Indictments filed for Capital Murder
2003	<i>2</i> <i>1</i>
2002	<i>2</i> <i>0</i>
2001	<i>3</i> <i>2</i>
2000	<i>1</i> <i>0</i>
1999	<i>3</i> <i>1</i>

*Numbers previously included
"Murder" + "Capital Murder". New
Numbers are "Capital Murder".*

Janie McLaughlin

THE STATE OF TEXAS

VS.

GREGORY GLENN HARTFIELD

Aug 6 11 15 AM '99
IN THE 115TH JUDICIAL

DISTRICT COURT

MARION COUNTY, TEXAS

JUDGMENT OF LIFE, A CAPITAL FELONY,
ON JURY VERDICT OF GUILTY

Judge Presiding:
Lauren Parish

Date of Judgment:
8/5/99

Attorney for State:
James P. Finstrom

Attorney for Defendant:
James Wedding

Offense Convicted Of:
Capital Murder
Section 19.03, Penal Code
Capital Felony

Date Offense Committed:
March 26, 1999

Charging Instrument: Indictment

Plea: Not Guilty

Jury Verdict: Guilty

Plea to Enhancement
Paragraph: N/A

Findings on
Enhancement: N/A

Findings on Use of a
Deadly Weapon: n/a

Costs: \$211.25

Date Sentence Imposed: 8/5/99

Date to Commence: 8/5/99

Punishment and Place of Confinement: Life, Institutional
Division Texas Department of Justice

Time credited: Since 3/26/99

Total Restitution: \$-0-

Concurrent Sentence Unless Otherwise Specified:

JUDGMENT AND SENTENCE

On the 2nd day of August, 1999, this cause was regularly reached and called for trial, and the State of Texas appeared by James P. Finstrom, her County Attorney with felony responsibility, and the Defendant, Gregory Glenn Hartfield, appeared in

Judgment On Jury Verdict of Guilty, Capital Felony - Page 1

A CERTIFIED COPY
ATTEST: JANIE McCAY
DISTRICT CLERK, MARION COUNTY, TEXAS
Sept. 14 20 04
BY *Janie McCay*
DEPUTY

356

person in open court and by his attorney, James Wedding, and both parties announced ready for trial, and the defendant in open court pleaded not guilty to the charge contained in the indictment; thereupon a jury, to-wit, Alvin Michael Ballard and eleven others, was duly selected, impaneled, and sworn, who having heard the indictment read, and the defendant's plea of not guilty thereto, and having heard the evidence submitted, and having been duly charged by the court, and having heard the argument of counsel, retired in charge of the proper officer to consider their verdict, and afterwards were brought into open court by the proper officer, and the defendant and his counsel being present, and in due form of law returned into open court the following verdict, which was received by the court, and is here and now entered upon the minutes of the court, to-wit:

"We, the Jury, find the defendant, GREGORY GLENN HARTFIELD, GUILTY of the offense of Capital Murder as charged in the indictment."

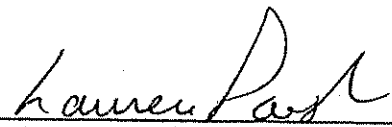
Alvin Michael Ballard
Presiding Juror

Thereupon, the law providing that the Court shall assess a life sentence, it is the judgment of this Court that said defendant shall be punished by confinement in the Institutional Division of the Texas Department of Criminal Justice for life. Thereupon the defendant was asked by the Court whether he had anything to say why sentence should not be pronounced against him and he answered nothing in bar thereof, whereupon the Court proceeded in the presence of said Defendant, Gregory Glenn Hartfield, to sentence him as follows:

IT IS THEREFORE, the ORDER of the Court that the Defendant, Gregory Glenn Hartfield, is sentenced to Life Imprisonment in the Institutional Division of the Texas Department of Criminal Justice.

The defendant is now remanded to the custody of the Sheriff of Marion County, Texas, to be transported to the Institutional Division of the Texas Department of Criminal Justice at Huntsville, Texas.

ENTERED this 6 day of August, 1999.



Judge Presiding

Judgment On Jury Verdict of Guilty, Capital Felony - Page 2

A CERTIFIED COPY
ATTEST: JANIE McCAY
DISTRICT CLERK, MARION COUNTY, TEXAS
Sept. 14 2004
BY Janie McCay
DEPUTY

RECORDED VOLUME 41
PAGE NO. 13-75 357

NO. 12389

THE STATE OF TEXAS

VS.

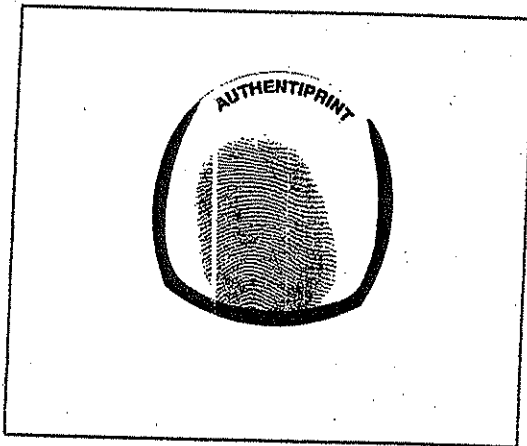
Gregory Glen Hartfield

IN THE 115TH

DISTRICT COURT

MARION COUNTY, TEXAS

COURT ORDERED FINGERPRINTING OF DEFENDANT'S RIGHT THUMB
DONE IN OPEN COURT. (ART. 38.33 T.C.C.P.)



Right Thumb Print
Of Defendant

Gregory G. Hartfield
Defendant's Signature

A CERTIFIED COPY
ATTEST: JANIE MCCAY
DISTRICT CLERK, MARION COUNTY, TEXAS

Janie McCay
BY Janie McCay
DEPUTY

358

CAUSE NO. F12,730

2003 AUG 22 P 12:01
JANIE MCCAY
DISTRICT CLERK
MARION COUNTY, TEXAS

THE STATE OF TEXAS

IN THE 276TH JUDICIAL DEP.

VS.

DISTRICT COURT OF

GLEN ALLEN BETHANY, JR.

MARION COUNTY, TEXAS

JUDGMENT OF LIFE, A CAPITAL FELONY
ON JURY VERDICT OF GUILT

<u>DATE OF JUDGMENT:</u>	August 19, 2003
<u>JUDGE PRESIDING:</u>	William R. Porter
<u>ATTORNEY FOR THE STATE:</u>	James P. Finstrom
<u>ATTORNEY FOR DEFENDANT:</u>	Vernard Solomon
<u>OFFENSE CONVICTED OF:</u>	Capital Murder
<u>STATUTE FOR OFFENSE:</u>	Sec. 19.03, Texas Penal Code
<u>DEGREE OF OFFENSE:</u>	Capital Felony
<u>DATE OF OFFENSE:</u>	March 17, 2001
<u>CHARGING INSTRUMENT:</u>	Indictment
<u>PLEA TO OFFENSE FOR WHICH</u>	
<u>DEFENDANT CONVICTED:</u>	Not Guilty
<u>PLEA TO ENHANCEMENT(s):</u>	N/A
<u>JURY VERDICT:</u>	Guilty
<u>FINDING ON USE OF A</u>	
<u>DEADLY WEAPON:</u>	N/A
<u>DATE SENTENCE IMPOSED:</u>	August 19, 2003
<u>PUNISHMENT AND PLACE</u>	
<u>OF CONFINEMENT:</u>	Confinement for LIFE in the Institutional Division-TDCJ
<u>TIME CREDITED TO SENTENCE:</u>	876 days
<u>COURT COSTS:</u>	\$ 3571.25
<u>ATTORNEY'S FEE:</u>	\$ To Be Determined
<u>RESTITUTION:</u>	N/A

This sentence shall run concurrently unless otherwise specified.

On the 12th day of August, 2003, this cause was regularly reached and called for trial, and the State of Texas appeared by James P. Finstrom, her County Attorney with felony responsibility, and the Defendant, **Glen Allen Bethany, Jr.**, appeared in person in open court and by his attorney, Vernard Solomon, and both parties announced ready for trial, and the defendant in open Court pleaded not guilty to the charge contained in the indictment; thereupon a jury, to-wit: Randy Charles Farmer and eleven others, were duly selected,

A CERTIFIED COPY
ATTEST: JANIE MCCAY
DISTRICT CLERK, MARION COUNTY, TEXAS
Sept. 14 20 04
BY Janie McCay

359

impaneled, and sworn, who having heard the indictment read, and the defendant's plea of not guilty thereto, and having heard the evidence submitted, and having been duly charged by the Court, and having heard the argument of counsel, retired in charge of the proper officer to consider their verdict, and afterwards were brought into open court by the proper officer, and the defendant and his counsel being present, and in due form of law returned into open court the following verdict, which was received by the court, and is here and now entered upon the minutes of the court, to-wit:

"We, the Jury, find the defendant, Glen Allen Bethany, Jr., guilty of the offense of CAPITAL MURDER, as charged in the indictment."


Randy C. Farmer,
Presiding Juror

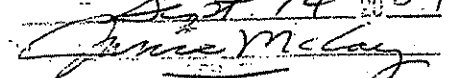
Thereupon, the law providing that the Court shall assess a life sentence, it is the judgment of this Court that said defendant shall be punished by confinement in the Institution Division of the Texas Department of Criminal Justice for life. Thereupon the defendant was asked by the Court whether he had anything to say why sentence should not be pronounced against him and he answered nothing in bar thereof, whereupon the court proceeded in the presence of the Defendant, **Glen Allen Bethany, Jr.**, to sentence him as follows:

IT IS THEREFORE, the ORDER of the Court that the Defendant, **Glen Allen Bethany, Jr.** is sentenced to Life Imprisonment in the Institutional Division of the Texas Department of Criminal Justice.

The defendant is now remanded to the custody of the Sheriff of Marion County, Texas, to be transported to the Institutional Division of the Texas Department of Criminal Justice.

Signed this the 22nd day of August, 2003.


Judge Presiding

A CERTIFIED COPY.
ATTEST: JANIE MCCAY
DISTRICT CLERK, MARION COUNTY, TEXAS
Sept 14 2004


NO. F12,730

THE STATE OF TEXAS

IN THE 276TH

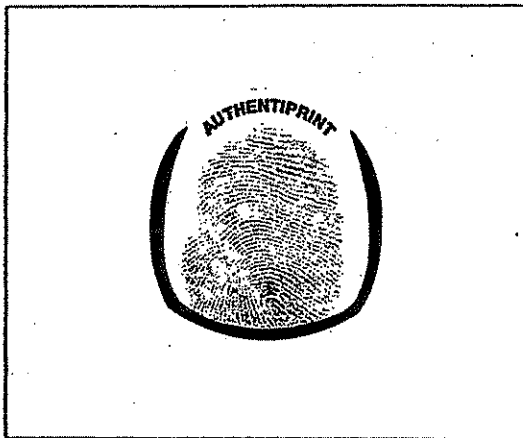
VS

GLEN ALLEN BETHANY

DISTRICT COURT

MARION COUNTY, TEXAS

COURT ORDERED FINGERPRINTING OF DEFENDANT'S RIGHT THUMB
DONE IN OPEN COURT. (ART. 38.33 T.C.C.P.)



Right Thumb Print
Of Defendant

Glen Allen Butz

Defendant's Signature

A TESTED COPY
ATTEST: JAMIE McCAY
DISTRICT CLERK, MARION COUNTY, TEXAS
Sept. 14 2004
Jamie McCay

RECORDED VOLUME 54
PAGE NO. 823-825

361

CAUSE NO. F12,729

STATE OF TEXAS

VS.

TAMMY ROSE WIGGINS

IN THE DISTRICT COURT

FILED FOR RECORD
IN AND FOR

2003 OCT 27 A 8:58
MARION COUNTY, TEXAS

CLERK
DISTRICT COURT
MARION COUNTY, TEXAS
BY _____ DEP.

MOTION TO DISMISS

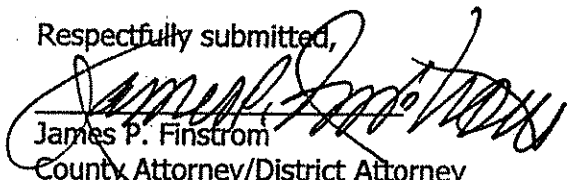
TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW James P. Finstrom, County Attorney/District Attorney of Marion County, Texas, and moves to dismiss the above styled and numbered cause for the following reasons:

1. Case tried under Cause #F13,266.

WHEREFORE, counsel for the State prays that this cause be dismissed.

Respectfully submitted,


James P. Finstrom
County Attorney/District Attorney
Marion County, Texas
903-665-7111
Fax: 903-665-3348
Texas Bar #07038000

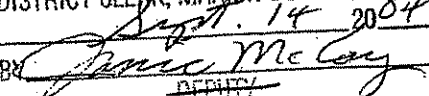
ORDER OF DISMISSAL

Came on for consideration the motion to dismiss filed by James P. Finstrom, County Attorney/District Attorney of Marion County, Texas, and Court being of the opinion that the motion should be granted for the reasons stated in the motion,

IT IS ORDERED that this cause is dismissed.

SIGNED this 27 day of October, 2003.


Judge Presiding

A CERTIFIED COPY
ATTEST: JANIE McCAY
DISTRICT CLERK, MARION COUNTY, TEXAS
Sept. 14 2004
BY 
DEPUTY

RECORDED VOLUME 55
PAGE NO. 232

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2003 SEP 21 11:11 AM
DISTRICT CLERK
MARION COUNTY, TEXAS

THE STATE OF TEXAS

IN THE 115TH JUDICIAL

VS.

DISTRICT COURT OF

TAMMY ROSE WIGGINS

MARION COUNTY, TEXAS

JUDGMENT OF LIFE, A CAPITAL FELONY
ON JURY VERDICT OF GUILT

DATE OF JUDGMENT: September 25, 2003
JUDGE PRESIDING: Lauren Parish
ATTORNEY FOR THE STATE: James P. Finstrom
ATTORNEY FOR DEFENDANT: William Gleason
OFFENSE CONVICTED OF: Capital Murder
STATUTE FOR OFFENSE: Sec. 19.03, Texas Penal Code
DEGREE OF OFFENSE: Capital Felony
DATE OF OFFENSE: March 17, 2001
CHARGING INSTRUMENT: Indictment
PLEA TO OFFENSE FOR WHICH
DEFENDANT CONVICTED: Not Guilty
PLEA TO ENHANCEMENT(s): N/A
JURY VERDICT: Guilty
FINDING ON USE OF A
DEADLY WEAPON: N/A
DATE SENTENCE IMPOSED: September 25, 2003
PUNISHMENT AND PLACE
OF CONFINEMENT: Confinement for LIFE in the Institutional
Division-TDCJ
TIME CREDITED TO SENTENCE: 40 days
COURT COSTS: \$518.⁰⁰
ATTORNEY'S FEE: \$ 7,900.⁰⁰
RESTITUTION: N/A

This sentence shall run concurrently unless otherwise specified.

On the 22nd day of September, 2003, this cause was regularly reached and called for trial, and the State of Texas appeared by James P. Finstrom, her County Attorney with felony responsibility, and the Defendant, **TAMMY ROSE WIGGINS**, appeared in person in open court and by her attorney, William Gleason, and both parties announced ready for trial, and the defendant in open Court pleaded not guilty to the charge contained in the indictment; thereupon a jury, to-wit: Jason Bonner and eleven others, were duly selected, impaneled, and

CERTIFIED COPY
ATTEST: JAMIE MCCAY

CLERK, MARION COUNTY, TEXAS

Sept. 14 2004

Jamie McCay
CLERK

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sworn, who having heard the indictment read, and the defendant's plea of not guilty thereto, and having heard the evidence submitted, and having been duly charged by the Court, and having heard the argument of counsel, retired in charge of the proper officer to consider their verdict, and afterwards were brought into open court by the proper officer, and the defendant and his counsel being present, and in due form of law returned into open court the following verdict, which was received by the court, and is here and now entered upon the minutes of the court, to-wit:

"We, the Jury, find the defendant, TAMMY ROSE WIGGINS, guilty of the offense of CAPITAL MURDER, as charged in the indictment."

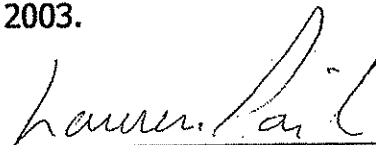
Jason Bonner,
Presiding Juror

Thereupon, the law providing that the Court shall assess a life sentence, it is the judgment of this Court that said defendant shall be punished by confinement in the Institution Division of the Texas Department of Criminal Justice for life. Thereupon the defendant was asked by the Court whether she had anything to say why sentence should not be pronounced against her and she answered nothing in bar thereof, whereupon the court proceeded in the presence of the Defendant, **TAMMY ROSE WIGGINS**, to sentence her as follows:

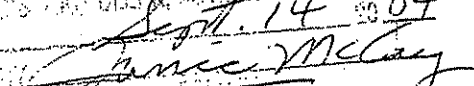
IT IS THEREFORE, the ORDER of the Court that the Defendant, **TAMMY ROSE WIGGINS** is sentenced to Life Imprisonment in the Institutional Division of the Texas Department of Criminal Justice.

The defendant is now remanded to the custody of the Sheriff of Marion County, Texas, to be transported to the Institutional Division of the Texas Department of Criminal Justice.

Signed this the 29 day of September, 2003.



Judge Presiding

A DEED COPY
ATTEST: JAMIE MCCAY
DISTRICT CLERK, MARION COUNTY, TEXAS
Sept. 14 2004


364

NO. F12266

THE STATE OF TEXAS

IN THE 115 TH

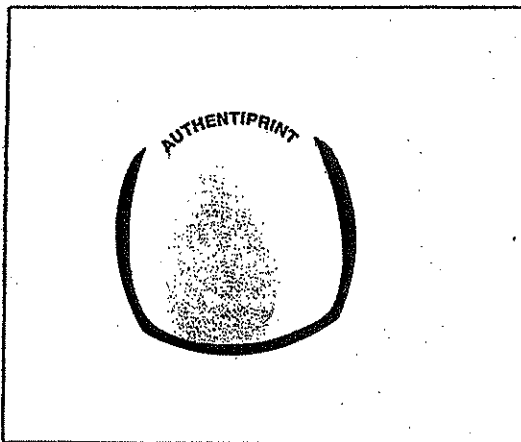
DISTRICT COURT

MARION COUNTY, TEXAS

VS

Tammy Rose Wiggins

COURT ORDERED FINGERPRINTING OF DEFENDANT'S RIGHT THUMB
DONE IN OPEN COURT. (ART. 38.33, T.C.C.P.)



Right Thumb Print
Of Defendant

✓ Tammy R. Wiggins
Defendant's Signature.

A CERTIFIED COPY
ATTEST: JANIE MCCAY
DISTRICT CLERK, MARION COUNTY, TEXAS
Sept. 14 2017
Janie McCay

RECORDED VOLUME 55
PAGE NO. 580-582

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**WILLIAM H. "BILL" RAY, P.C.
ATTORNEY AT LAW
5041 AIRPORT FREEWAY
FORT WORTH, TEXAS 76117**

(817)831-8383

FAX (817)831-8306

September 8, 2004

Bree Allen, District Clerk
Newton County
117 Court Street, PO Box 535
Newton, Texas 75966

Dear Ms. Allen,

Several months ago, I requested that you provide the number of capital murder cases filed in your county in the last five years. You graciously provided that information on a form that I sent you, which indicated the number of cases filed by year. I have enclosed a copy of the form that you filled out and sent back to me.

What I would like to know at this point is what, if anything, has happened in each of those cases. I do not know the names of the persons who were charged because I did not ask for that information previously.

Please consider this an open records request for a certified copy of the judgment and sentence in each of those cases represented in our last correspondence, which are the capital murder cases filed in your office from 1999-2003, inclusive. If there is any charge, please contact me at the number above, and I will send the fee. If a case is still pending and thus has no judgment, I would appreciate it if you would write me a letter stating that fact. If the case has been dismissed, please send a certified copy of the dismissal.

Finally, I would appreciate it if you could provide me these documents on or before September 25, 2004, as I have a deadline.

If you have any questions, feel free to call.

Sincerely,

William H. Ray
Attorney at Law

THE STATE OF TEXAS) IN THE 213TH
VS.)
BILLY JACK CRUTSINGER) DISTRICT COURT OF
TARRANT COUNTY, TEXAS)

BUSINESS RECORDS AFFIDAVIT

Before me, the undersigned authority, personally appeared Bree Allen
who, being by me duly sworn, deposed as follows:

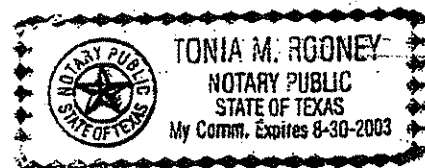
"My name is Bree Allen, I am of sound mind, capable of making this affidavit, and personally acquainted with the facts herein stated:

I am the custodian of the records of the District Clerk's Office of Newton County, Texas. Attached hereto are 1 pages of information obtained from records from the District Clerk's Office of Newton County, Texas. This information is kept by the District Clerk's Office of Newton County, Texas in the regular course of business, and it was the regular course of business of the District Clerk's Office of Newton County, Texas for an employee or representative of the District Clerk's Office of Newton County, Texas, with knowledge of the act, event, condition, opinion, or diagnosis, recorded to make the record or to transmit the information thereof to be included in such record; and the record was made at or near the time or reasonably soon thereafter. The information contained in the attached page is obtained from the records in the District Clerk's Office and represents the exact number of capital murder cases filed for the years indicated in this country."

Bruce Allen
AFFILIANT

SWORN TO AND SUBSCRIBED before me on the 14th day of August, 2003.

NOTARY PUBLIC, STATE OF TEXAS



368

NAME OF COUNTY LEWIS

CAPITAL MURDER CASES FILED IN THIS COUNTY BY YEAR
INDICATED BELOW:

Fiscal Year	Number of Indictments filed for Capital Murder
2003	1
2002	1
2001	0
2000	1
1999	0

No. 4993

FILED
FEB 23 2000
Abbie N. Stark
District Clerk, Newton County, Texas
Deputy

THE STATE OF TEXAS

VS

DARRELL RAY HALLMARK

) IN THE 1ST DISTRICT COURT
)
) OF
)
) NEWTON COUNTY, TEXAS

JUDGEMENT ON PLEA OF GUILTY OR NOLO CONTENDERE BEFORE THE
COURT WAIVER OF JURY TRIAL

JUDGE PRESIDING: Joe Bob Golden

DATE OF JUDGMENT: February 23, 2000

ATTORNEY FOR

STATE: A. W. Davis, Jr.

ATTORNEY FOR

DEFENDANT: Robert Choate

OFFENSE CONVICTED OF: Capital Murder

PENAL CODE: 19.03

DATE OFFENSE

COMMITTED: January 25, 2000

DECREE: Capital Felony

CHARGING

INSTRUMENT:

Indictment

PLEA: Guilty

TERMS OF PLEA

BARGAIN (In Detail): Life sentence in the Institutional Division of the Texas Department of Criminal Justice.

PLEA TO ENHANCEMENT

PARAGRAPH (S):

FINDINGS ON

ENHANCEMENT:

FINDINGS ON USE

OF DEADLY WEAPON:

DATE OF SENTENCE

IMPOSED: February 23, 2000

DATE TO COMMENCE:

February 23, 2000

PUNISHMENT AND

PLACE OF CONFINEMENT: Life sentence in the Institutional Division of the Texas Department of Criminal Justice.

CONCURRENT UNLESS OTHERWISE SPECIFIED:

TIME CREDITED:

DEFENDANT'S DATE OF BIRTH: May 11, 1973

TOTAL AMOUNT OF

RESTITUTION/REPARATION:

RESTITUTION TO BE PAID TO:

Name:

Address:

NOTICE OF APPEAL: _____


Joe Bob Golden
JUDGE PRESIDING

370

JUDGMENT

VOL

0 PAGE 81

On the 23rd day of February, 2000, the above entitled and numbered cause was regularly reached and called for trial and the State appeared by her Criminal District Attorney, A. W. Davis, Jr., and the defendant, Darrell Ray Hallmark, appeared in person as did defendant's attorney of record, and the Criminal District Attorney announced ready for trial, as did the defendant, and it appearing to the Court that the defendant, defendant's counsel, and the State's attorney have agreed in writing in open court to waive a jury in the trial of this cause, and to submit this cause to the Court; and the Court having consented to the waiver of a jury herein, and proceed with the defendant charged by Indictment, the reading of the Indictment was waived, and the defendant, upon being asked by the Court as to how defendant pleaded, entered a plea of "GUILTY" to a charge of Capital Murder under Section 19.03 of the *Texas Penal Code*, as charged in the Indictment relied upon by the State; thereupon the defendant was admonished by the Court of the consequences of said plea and it appearing to the Court that the said defendant is sane and that the defendant is not influenced in making said plea by any consideration or fear, or by any persuasion or delusive hope of pardon or reward prompting a confession of guilt, the said plea of "GUILTY" is by the Court received and is here now entered of record in the minutes of the Court as the plea herein of said defendant; and the Court after having heard all evidence for the State and defendant, and having heard argument of counsel, is of the opinion and so finds that the said defendant is guilty as confessed of Capital Murder charged in the Indictment on file in this case.

It is therefore CONSIDERED, ORDERED, ADJUDGED and DECREED by the Court that the said defendant, Darrell Ray Hallmark, committed said offense of Capital Murder on the 25th day of January, 2000, in the County of Newton, State of Texas, as confessed in said plea of guilty herein made, and that punishment be fixed as determined by the Court, by confinement in the Institutional Division of the State Department of Criminal Justice for Life.

The Court makes the following findings: There was Capital Murder by the defendant in violation of Section 19.03 of the *Texas Penal Code*. Under the facts and circumstances of this case, a presentence investigation is not required, nor is one sought by the Defendant.

Further, it appearing to the Court that it is the choice and agreement of the defendant, defendant's counsel, and the State's attorney to immediately proceed with sentencing in this case, and to have the sentence of the law pronounced in accordance with the judgment herein rendered and entered against the defendant on this date, the Court proceeded to do so. And thereupon the defendant, Darrell Ray Hallmark, was asked by the Court whether he had anything to say why said sentence should not be pronounced against him, and he answered nothing in bar thereof. Whereupon the Court proceeded, in the presence of the said defendant, Darrell Ray Hallmark, to pronounce sentence against him as follows: It is the order of the Court that the defendant, Darrell Ray Hallmark, who has been adjudged to be guilty of Capital Murder, and whose punishment has been assessed by the Court at confinement in the Institutional Division of the State Department of Criminal Justice for Life, be delivered by the Sheriff of Newton County, Texas, immediately to the Institutional Division of the State Department of Criminal Justice of the State of Texas, or other person legally authorized to receive such convicts, *subject to the provisions and conditions contained in this judgment and sentence*, and the said Darrell Ray

Hallmark, shall be confined in said Institutional Division of the State Department of Criminal Justice for Life, in accordance with the provisions governing said Institutional Division of the State Department of Criminal Justice of the State of Texas, and in conformity with the terms of this Judgment.

SIGNED and ENTERED this 23rd day of February, 2000.



Joe Bob Golden
District Judge Presiding
Newton County, Texas

Defendant's Right
Thumb Print:



I certify this to be a true and correct copy
of the original on file in the District Clerk's
Office, Newton County, Texas
Bree Allen, District Clerk
Attn. & Date 2-24-04
By Joe Bob Golden

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THE STATE OF TEXAS § IN THE FIRST JUDICIAL
v. § DISTRICT COURT OF
PERRY ANTHONY § NEWTON COUNTY, TEXAS
STEVENSON, DEFENDANT
SID: TX 06862307

**JUDGMENT OF CONVICTION BY COURT;
SENTENCE TO Institutional Division, TDCJ**

FILED
O'clock P M
SEP 18 2002

DATE OF JUDGMENT: September 18, 2002
JUDGE PRESIDING: Joe Ned Dean
ATTORNEY FOR THE STATE: A. W Davis, Jr.
ATTORNEY FOR THE DEFENDANT: C. Haden Cribbs, Jr. and Kevin Sekaly
OFFENSE: Capital Murder
STATUTE FOR OFFENSE: Section 19.03, Penal Code
DEGREE OF OFFENSE: Capital Felony
APPLICABLE PUNISHMENT RANGE
(including enhancements, if any):

BREK A. JONES
District Clerk, Newton County, Texas
By: [Signature]

DATE OF OFFENSE: January 28, 2002
CHARGING INSTRUMENT: Indictment
TERMS OF PLEA AGREEMENT
(IN DETAIL): The Defendant is to receive a Life sentence in the Institutional Division of the Texas Department of Criminal Justice. As a part of the plea agreement, the defendant will enter a plea of guilty to the pending murder charge in Orange County, Texas and receive a life sentence. The Orange County sentence shall run consecutively with the life sentence for capital murder assessed in this case, and shall commence when the judgment and sentence in this case shall have ceased to operate.
PLEA TO OFFENSE: Guilty
PLEA TO ENHANCEMENT Not Applicable
PARAGRAPH(S):
VERDICT FOR OFFENSE: Guilty
FINDING ON ENHANCEMENT: Not Applicable
AFFIRMATIVE FINDING ON DEADLY WEAPON: Not Applicable
OTHER AFFIRMATIVE SPECIAL FINDINGS: Not Applicable
DATE SENTENCE IMPOSED: September 18, 2002
PUNISHMENT AND PLACE OF CONFINEMENT: Defendant is to receive a Life Sentence in the Institutional Division of the Texas Department of Criminal Justice.

373

TIME CREDITED TO SENTENCE: January 29, 2002 - September 18, 2002.

COURT COSTS: \$198.00

TOTAL AMOUNT OF RESTITUTION: \$-0-

NAME AND ADDRESS FOR N/A

RESTITUTION:

The Sex Offender Registration Requirements under Chapter 62, CCP, do not apply to the Defendant. The age of the victim at the time of the offense was **not applicable**.

On the date stated above, the above numbered and entitled cause was regularly reached and called for trial, and the State appeared by the attorney stated above, and the Defendant and the Defendant's attorney, as stated above, were also present. Thereupon both sides announced ready for trial, and the Defendant, Defendant's attorney, and the State's attorney agreed in open court and in writing to waive a jury in the trial of this cause and to submit it to the Court. The Court consented to the waiver of a jury. The Defendant further waived the reading of the indictment and, upon being asked by the Court as to how the defendant pleaded, entered a plea of **Guilty** to the offense of **Capital Murder, as alleged in the charging instrument**. Furthermore, as to the enhancement paragraphs, if any, the Defendant entered a plea as stated above.

Thereupon, the Defendant was admonished by the Court of the consequences of the plea(s); it appeared to the Court that the Defendant was competent to stand trial and that the defendant was not influenced in making said plea(s) by any consideration of fear or by any persuasion prompting a confession of guilty; and the Court received the free and voluntary plea(s), which are now entered of record in the minutes of the court. The Court proceeded to hear evidence from the State and the Defendant and, having heard argument of counsel, found there was sufficient evidence to support the Defendant's plea and found the Defendant "GUILTY" of the offense stated above, found it was committed on the date(s) stated above, and made a finding on the enhancement paragraphs, if any, as stated above. A presentence investigation report was **not required or done**. The Court then assessed punishment as stated above.

And thereupon the Court asked the Defendant whether the Defendant had anything to say why said sentence should not be pronounced upon said Defendant, and the Defendant answered nothing in bar thereof. Whereupon the Court proceeded to pronounce sentence upon said Defendant as stated above.

It is therefore ORDERED, ADJUDGED and DECREED by the Court that the defendant is guilty of the offense of Capital Murder as stated above, the punishment is fixed at Life Imprisonment in the Institutional Division of the Texas Department of Criminal Justice as stated above, and the State of Texas do have and recover of said defendant all court costs in this prosecution expended, for which execution will issue.

It is ORDERED by the Court that the Defendant be taken by the authorized agent of the State of Texas or by the Sheriff of this county and be safely conveyed and delivered to the **Director, Institutional Division-TDCJ**, there to be confined in the manner and for the period aforesaid, and the said defendant is hereby remanded to the custody of the Sheriff of this county until such time as the Sheriff can obey the directions of this sentence. The defendant is given

Case 4:07-cv-00703-Y Document 85-17 Filed 11/03/17 Page 41 of 101 PageID 7150
 credit as stated above on this sentence for the time spent in county jail. The Defendant also is
 ordered to pay restitution to the person(s) named above in the amount specified above.

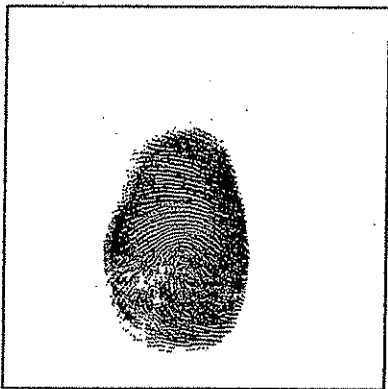
Furthermore, the following special findings or orders apply:

N/A

Signed on the 18th day of September, 2002.

Joe Neal Dean
 Judge Presiding

Defendant's right thumbprint



RECEIVED
 DISTRICT CLERK
 NEWTON COUNTY, TEXAS
 SEP 20 2002

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED



I certify this to be a true and correct copy
 of the original on file in the District Clerk's
 Office, Newton County, Texas
 Bree Allen, District Clerk
 Atty. & Date *Bree Allen*
 By *Bree Allen*

THE STATE OF TEXAS § IN THE FIRST JUDICIAL
v: § DISTRICT COURT OF
RICHARD DEREK § NEWTON COUNTY, TEXAS
HOFFPAUR, DEFENDANT §
SID: TX 06004104

JUDGMENT OF CONVICTION BY COURT;
SENTENCE TO Institutional Division, TDCJ

DATE OF JUDGMENT: August 8, 2003
JUDGE PRESIDING: Joe Bob Golden
ATTORNEY FOR THE STATE: A. W Davis, Jr.
ATTORNEY FOR THE DEFENDANT: C. Haden Cribbs, Jr.
OFFENSE: Capital Murder
STATUTE FOR OFFENSE: Section 19.03, Penal Code
DEGREE OF OFFENSE: Capital Felony
APPLICABLE PUNISHMENT RANGE
(including enhancements, if any):

An individual adjudged guilty of a capital felony in a case in which the state does not seek the death penalty shall be punished by imprisonment in the institutional division for life.

DATE OF OFFENSE:
CHARGING INSTRUMENT:
TERMS OF PLEA AGREEMENT
(IN DETAIL):

May 2, 2003
Indictment
Defendant agreed to enter a plea of guilty to Attempted Capital Murder and Aggravated Robbery charges pending in Saline County, Arkansas in return for a life sentence under Arkansas law; and he further agreed to enter a plea of guilty to the Capital Murder charged in this case in return for the State's not seeking the death penalty. The Arkansas life sentence and the Texas life sentence are to run concurrently, but should the Defendant ever be released from prison in Texas he will immediately be transported to Arkansas to complete his life sentence under Arkansas law.
Guilty

PLEA TO OFFENSE:
PLEA TO ENHANCEMENT
PARAGRAPH(S):
VERDICT FOR OFFENSE:
FINDING ON ENHANCEMENT:
AFFIRMATIVE FINDING ON DEADLY
WEAPON:
OTHER AFFIRMATIVE SPECIAL

Not Applicable
Guilty
Not Applicable
Not Applicable

FINDINGS:
DATE SENTENCE IMPOSED:
PUNISHMENT AND PLACE OF
CONFINEMENT:

Not Applicable
August 8, 2003
Defendant is to receive a Life Sentence in the
Institutional Division of the Texas Department of

TIME CREDITED TO SENTENCE: Criminal Justice.
July 9, 2003 - August 8, 2003
COURT COSTS: \$198.00
TOTAL AMOUNT OF RESTITUTION: None
NAME AND ADDRESS FOR
RESTITUTION: Not Applicable

The Sex Offender Registration Requirements under Chapter 62, CCP, do not apply to the Defendant. The age of the victim at the time of the offense was not applicable.

On the date stated above, the above numbered and entitled cause was regularly reached and called for trial, and the State appeared by the attorney stated above, and the Defendant and the Defendant's attorney, as stated above, were also present. Thereupon both sides announced ready for trial, and the Defendant, Defendant's attorney, and the State's attorney agreed in open court and in writing to waive a jury in the trial of this cause and to submit it to the Court. The Court consented to the waiver of a jury. The Defendant further waived the reading of the indictment and, upon being asked by the Court as to how the defendant pleaded, entered a plea of Guilty to the offense of Capital Murder, as alleged in the charging instrument. Furthermore, as to the enhancement paragraphs, if any, the Defendant entered a plea as stated above.

Thereupon, the Defendant was admonished by the Court of the consequences of the plea(s); it appeared to the Court that the Defendant was competent to stand trial and that the defendant was not influenced in making said plea(s) by any consideration or fear or by any persuasion prompting a confession of guilt; and the Court received the free and voluntary plea(s), which are now entered of record in the minutes of the court. The Court proceeded to hear evidence from the State and the Defendant and, having heard argument of counsel, found there was sufficient evidence to support the Defendant's plea and found the Defendant "GUILTY" of the offense stated above, found it was committed on the date(s) stated above, and made a finding on the enhancement paragraphs, if any, as stated above. A presentence investigation report was not required or done. The Court then assessed punishment as stated above.

And thereupon the Court asked the Defendant whether the Defendant had anything to say why said sentence should not be pronounced upon said Defendant, and the Defendant answered nothing in bar thereof. Whereupon the Court proceeded to pronounce sentence upon said Defendant as stated above.

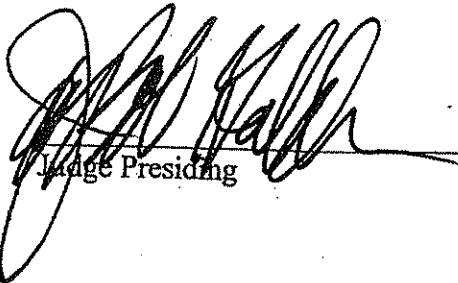
It is therefore ORDERED, ADJUDGED and DECREED by the Court that the defendant is guilty of the offense of Capital Murder as stated above, the punishment is fixed at Life Imprisonment in the Institutional Division of the Texas Department of Criminal Justice as stated above, and the State of Texas do have and recover of said defendant all court costs in this prosecution expended, for which execution will issue.

It is ORDERED by the Court that the Defendant be taken by the authorized agent of the State of Texas or by the Sheriff of this county and be safely conveyed and delivered to the Director, Institutional Division-TDCJ, there to be confined in the manner and for the period aforesaid, and the said defendant is hereby remanded to the custody of the Sheriff of this county until such time as the Sheriff can obey the directions of this sentence. The defendant is given credit as stated above on this sentence for the time spent in county jail. The Defendant also is ordered to pay restitution to the person(s) named above in the amount specified above.

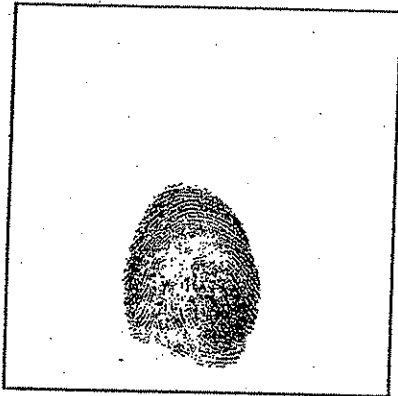
Furthermore, the following special findings or orders apply:

Not Applicable

Signed on the 8th day of August, 2003


Judge Presiding

Defendant's right thumbprint



I certify this to be a true and correct copy
of the original on file in the District Clerk's
Office, Houston County, Texas

Bree Allen, District Clerk

Attn & Date

By James Allen 8/14/03 JS2: Judgment of Conviction by Court; Direct Sentence, Cause No. ND 5380; Page 3

**WILLIAM H. "BILL" RAY, P.C.
ATTORNEY AT LAW
5041 AIRPORT FREEWAY
FORT WORTH, TEXAS 76117**

(817)831-8383

FAX (817)831-8306

September 8, 2004

Parmer County District Clerk
PO Box 195
Farwell, Texas 79325

Dear Sir/Ma'am,

Several months ago, I requested that you provide the number of capital murder cases filed in your county in the last five years. You graciously provided that information on a form that I sent you, which indicated the number of cases filed by year. I have enclosed a copy of the form that you filled out and sent back to me.

What I would like to know at this point is what, if anything, has happened in each of those cases. I do not know the names of the persons who were charged because I did not ask for that information previously.

Please consider this an open records request for a certified copy of the judgment and sentence in each of those cases represented in our last correspondence, which are the capital murder cases filed in your office from 1999-2003, inclusive. If there is any charge, please contact me at the number above, and I will send the fee. If a case is still pending and thus has no judgment, I would appreciate it if you would write me a letter stating that fact. If the case has been dismissed, please send a certified copy of the dismissal.

Finally, I would appreciate it if you could provide me these documents on or before September 25, 2004, as I have a deadline.

If you have any questions, feel free to call.

Sincerely,

William H. Ray
Attorney at Law

NAME OF COUNTY Garmer

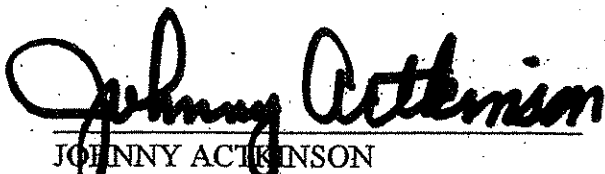
CAPITAL MURDER CASES FILED IN THIS COUNTY BY YEAR
INDICATED BELOW:

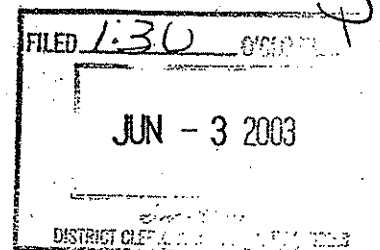
Fiscal Year	Number of Indictments filed for Capital Murder
2003	1. Jose Adam Garmer - Pending
2002	0
2001	0
2000	0
1999	0

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

The Grand Jurors for the County of Parmer, State of Texas, duly selected, impaneled, sworn, charged and organized as such at the March 2003 Term, of the 287th Judicial District Court of said County, upon their oaths present in and to said Court, that JOSE ADAM GOMEZ, on or about the 13th day of April, 2003, and before the presentment of this indictment, in said County and State, did then and there intentionally or knowingly cause the death of an individual, namely, Sgt. Jose Arturo Herrera, by intentionally causing his automobile to crash into the officer's automobile, and the said Sgt. Jose Arturo Herrera was then and there a peace officer who was acting in the lawful discharge of an official duty, to-wit: attempting to stop and arrest the defendant, and the defendant knew Sgt. Jose Arturo Herrera was a peace officer.

Against the peace and dignity of the State of Texas.


JOHNNY ACTKINSON
District Attorney



A CERTIFIED COPY

OS. _____

FOREPERSON OF THE GRAND JURY

382

THE STATE OF TEXAS

VS.

JOSE ADAM GOMEZ

§
§
§
§
§

IN THE DISTRICT COURT OF

PARMER COUNTY, TEXAS

287TH JUDICIAL DISTRICT

**JUDGMENT ON PLEA OF GUILTY BEFORE COURT
WAIVER OF JURY TRIAL**

Judge Presiding: GORDON H. GREEN

Judgment Date: April 29, 2004

Attorney
for State: JOHNNY ACTKINSON

Attorney
for Defendant: MARK SNODGRASS and
DENNIS R REEVES
appointed

Offense convicted of: capital murder

Degree: Capital Felony

Offense date: 4-13-2003

Charging instrument: Indictment

Plea: Guilty

Terms of plea bargain (in detail):

life - confinement; \$278.00 court costs.

To begin after the term of years assessed with conviction in Randall County District Court case # 14959B has ceased to operate. Pursuant to Article 42.08, C.C.P., this shall be a stacked, cumulative or consecutive sentence.

Plea to enhancement
paragraph(s): n/a

Findings on
enhancement: n/a

Findings on use
of deadly weapon: n/a

Date sentence imposed: April 29, 2004

Court Costs \$ 278.00

Date sentence to commence: April 29, 2004

Atty fees \$ _____

Punishment term and place of confinement: life - TDCJ - Institutional Division

Time credited: April 13, 2003.

Amount of restitution: \$ _____
Restitution to be paid to: _____

On the 29th day of April, , 2004, this cause was called for trial and the State appeared by her Attorney, and the Defendant, JOSE ADAM GOMEZ, appeared in person, Defendant's appointed counsel, MARK SNODGRASS and DENNIS R REEVES, also being present.

The said Defendant, having been duly arraigned in open Court, both parties announced ready for trial, and the said Defendant in open Court in person, pleaded guilty to the charge contained in the indictment herein.

Thereupon the said Defendant was admonished by the Court of the range of punishment attached to the offense charged and of the consequences of said plea, and the said Defendant persisted in pleading guilty; and it plainly appearing to the Court that the said Defendant is mentally competent, that Defendant's plea is free and voluntary, and that Defendant is uninfluenced in making said plea by any consideration of fear, or by any persuasion or delusive hope of pardon, prompting Defendant to confess Defendant's guilt, the said plea of guilty is by the Court received, and is here now entered of record upon the minutes of the Court as the plea herein of said Defendant.

and whereas such consent and approval, of the attorney representing the State, in writing duly signed by said attorney, was filed in the papers in said cause before the Defendant entered the plea of guilty, and it appears that all prerequisites required by law for the waiving of this right have been performed, and the Court here and now gives its consent and approval for the said Defendant to waive the right of a trial by jury.

Whereupon the Defendant proceeded to trial before the Court, who having heard and considered the pleadings and evidence offered, is of the opinion therefrom that the said Defendant is guilty of the offense committed by Defendant on or about the 13th day of April, 2003, to wit: capital murder.

IT IS THEREFORE CONSIDERED AND ADJUDGED by the Court that the Defendant is guilty of the offense charged as found by the Court and that Defendant's punishment has been set by confinement in the penitentiary for life, and the State of Texas do have and recover of the said Defendant all costs in this prosecution expended for which execution will issue.

This sentence shall be stacked, run consecutive and cumulate the punishment after the sentence received by the Defendant, JOSE ADAM GOMEZ, in cause No. 14959B, in the District Court of Randall County, Texas has ceased to operate.

The State appeared by its Attorney, and came the Defendant, in person, and Defendant's attorney, also being present. The Court does not require a presentence investigation pursuant to Article 42.12 Section 9(g) (4) of the Texas Code of Criminal Procedure. The Court thereupon asked the Defendant if Defendant had anything to say why the Sentence should not be pronounced against Defendant, to which Defendant answered, Defendant had not, whereupon the Court in the presence of said Defendant pronounced sentence against Defendant as follows:

IT IS CONSIDERED, ORDERED AND ADJUDGED by the Court that the Defendant, who has been adjudged to be guilty of the offense charged, be delivered to the Sheriff of said county, who shall hold Defendant in custody and in jail, pursuant to Texas law, for local confinement, or until he is able to convey Defendant to the agents of the Texas Department of Criminal Justice, Institutional Division, the State Penitentiary, or other person legally authorized to receive such convict, to be confined and imprisoned for a term of life, and all costs in this behalf expended, for which execution will issue, the punishment assessed in accordance with the provisions of the law governing the penitentiaries of said State, and the said Defendant is remanded to jail until the said Sheriff can carry out the directions of this sentence.

THIS SENTENCE SHALL COMMENCE AFTER THE PRIOR SENTENCE IN CAUSE NUMBER 14959B IN THE DISTRICT COURT OF RANDALL COUNTY, TEXAS HAS CEASED TO OPERATE.

The Defendant is hereby granted credit on Defendant's sentence under the provisions of Article 42.03, V.A.C.C.P., for April 13, 2003.

SIGNED AND ORDERED ENTERED this the 29th day of April, 2004.

FILED 11:30 O'CLOCK A M

APR 29 2004
Y

Gordon H. Green
GORDON H. GREEN
JUDGE PRESIDING

DISTRICT CLERK RANDALL COUNTY, TEXAS as of the date of judgment.

TAKEN BY: *Gordon H. Green*
DEPUTY SHERIFF

RANDALL COUNTY, TEXAS
Defendant's Fingerprints

Right

Plain Impressions - Right Hand

384

**WILLIAM H. "BILL" RAY, P.C.
ATTORNEY AT LAW
5041 AIRPORT FREEWAY
FORT WORTH, TEXAS 76117**

(817)831-8383

FAX (817)831-8306

September 8, 2004

Kim Wells, District Clerk
San Saba County
500 E. Wallace
San Saba, Texas 76877

Dear Ms. Wells,

Several months ago, I requested that you provide the number of capital murder cases filed in your county in the last five years. You graciously provided that information on a form that I sent you, which indicated the number of cases filed by year. I have enclosed a copy of the form that you filled out and sent back to me.

What I would like to know at this point is what, if anything, has happened in each of those cases. I do not know the names of the persons who were charged because I did not ask for that information previously.

Please consider this an open records request for a certified copy of the judgment and sentence in each of those cases represented in our last correspondence, which are the capital murder cases filed in your office from 1999-2003, inclusive. If there is any charge, please contact me at the number above, and I will send the fee. If a case is still pending and thus has no judgment, I would appreciate it if you would write me a letter stating that fact. If the case has been dismissed, please send a certified copy of the dismissal.

Finally, I would appreciate it if you could provide me these documents on or before September 25, 2004, as I have a deadline.

If you have any questions, feel free to call.

Sincerely,

William H. Ray
Attorney at Law

CAPITAL MURDER CASES FILED IN THIS COUNTY BY YEAR
INDICATED BELOW:

Fiscal Year	Number of Indictments filed for Capital Murder
2003	1
2002	0
2001	0
2000	0
1999	0

**WILLIAM H. "BILL" RAY, P.C.
ATTORNEY AT LAW
5041 AIRPORT FREEWAY
FORT WORTH, TEXAS 76117**

(817)831-8383

FAX (817)831-8306

September 8, 2004

Kim Wells, District Clerk
San Saba County
500 E. Wallace
San Saba, Texas 76877

Dear Ms. Wells,

Several months ago, I requested that you provide the number of capital murder cases filed in your county in the last five years. You graciously provided that information on a form that I sent you, which indicated the number of cases filed by year. I have enclosed a copy of the form that you filled out and sent back to me.

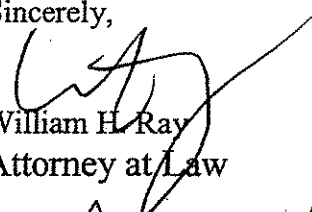
What I would like to know at this point is what, if anything, has happened in each of those cases. I do not know the names of the persons who were charged because I did not ask for that information previously.

Please consider this an open records request for a certified copy of the judgment and sentence in each of those cases represented in our last correspondence, which are the capital murder cases filed in your office from 1999-2003, inclusive. If there is any charge, please contact me at the number above, and I will send the fee. If a case is still pending and thus has no judgment, I would appreciate it if you would write me a letter stating that fact. If the case has been dismissed, please send a certified copy of the dismissal.

Finally, I would appreciate it if you could provide me these documents on or before September 25, 2004, as I have a deadline.

If you have any questions, feel free to call.

Sincerely,


William H. Ray
Attorney at Law

*None in the time frame of 99-03
I have (1) case set for Trial 10-18-04
R. Wells*

WILLIAM H. "BILL" RAY, P.C.
ATTORNEY AT LAW
5041 AIRPORT FREEWAY
FORT WORTH, TEXAS 76117

(817)831-8383

FAX (817)831-8306

September 8, 2004

Lydia Steele
Uvalde County District Clerk
Courthouse Plaza, Box 15
Uvalde, Texas 78801

Dear Ms. Steele,

Several months ago, I requested that you provide the number of capital murder cases filed in your county in the last five years. You graciously provided that information on a form that I sent you, which indicated the number of cases filed by year. I have enclosed a copy of the form that you filled out and sent back to me.

What I would like to know at this point is what, if anything, has happened in each of those cases. I do not know the names of the persons who were charged because I did not ask for that information previously.

Please consider this an open records request for a certified copy of the judgment and sentence in each of those cases represented in our last correspondence, which are the capital murder cases filed in your office from 1999-2003, inclusive. If there is any charge, please contact me at the number above, and I will send the fee. If a case is still pending and thus has no judgment, I would appreciate it if you would write me a letter stating that fact. If the case has been dismissed, please send a certified copy of the dismissal.

Finally, I would appreciate it if you could provide me these documents on or before September 25, 2004, as I have a deadline.

If you have any questions, feel free to call.

Sincerely,

William H. Ray
Attorney at Law

) (IN THE 38TH JUDICIAL DISTRICT

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CAPITAL MURDER CASES FILED IN THIS COUNTY BY YEAR
INDICATED BELOW:

Fiscal Year	Number of Indictments filed for Capital Murder
2003	none
2002	none
2001	1
2000	none
1999	none

THE STATE OF TEXAS

VS.

GEORGE LESLEY CANTRELL, JR.

CAUSE NO.: 01-03-9991-CE

AGENCY CASE NO.:

INDICTED: 03/01/2001 AGENCY: UCSO

ARREST DATE:

CHARGE: Capital Murder
[Capital Felony]

D.O.B.: 09/02/1967

ADDRESS: 1290 River Road
New Braunfels, Texas

AMOUNT OF BAIL: SAME (No Bond)

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

Count I.

The duly organized Grand Jury of Uvalde County, Texas, presents in the District court of Uvalde County, Texas, that in Uvalde County, Texas, George Lesley Cantrell, Jr., hereinafter styled the defendant(s), heretofore on or about February 23, 2001, did then and there intentionally cause the death of an individual, namely, Roger W. Garrison, by shooting the victim with a firearm or handgun, and the defendant was then and there in the course of committing or attempting to commit the offense of Kidnapping of Melody Bice.

Count II.

It is further presented to the duly organized Grand Jury of Uvalde County, Texas, presents in the District court of Uvalde County, Texas, that in Uvalde County, Texas, George Lesley Cantrell, Jr., hereinafter styled the defendant(s), heretofore on or about February 23, 2001, did then and there intentionally cause the death of an individual, namely, Roger W. Garrison, by shooting the victim with a firearm or handgun, and the defendant was then and there in the course of committing or attempting to commit the offense of Burglary of a Habitation of Roger W. Garrison, who was the owner of the habitation..

against the peace and dignity of the State.

RS Torren
Foreman of the Grand Jury

INDICTMENT

Filed on the 1st day of March, 2001. Lydia Steele, Clerk of the District Court, Uvalde County,

Texas.

BY: Lydia Steele District Clerk

COUNTY OF UVALDE

THE STATE OF TEXAS

I, Lydia Steele, Clerk of the 38th District Court of Uvalde County, Texas, do hereby certify that the within and foregoing is a true and correct copy of the Original Bill of Indictment, filed in said Court on the 1st day of March, 2001, in Cause No. 01-03-9991-CR, styled the State of Texas vs. George Lesley Cantrell, Jr.

Lydia Steele
CLERK

BY: _____
Deputy

WITNESS:
Charles Mendeke

STATE OF TEXAS
COUNTY OF UVALDE

I, Lydia Steele, District Clerk of Uvalde County, Texas do hereby certify that the foregoing is a true and correct copy of the original record, now in my lawful custody and possession,

filed on: 3-01-01 as appears
on file in my office.

Witness my official hand and seal of office, this

9-20-04
Lydia Steele, District Clerk
Uvalde County, Texas
By Julian W. [Signature] Deputy

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THE STATE OF TEXAS
VS.
GEORGE L. CANTRELL

IN THE 38TH JUDICIAL
DISTRICT COURT OF
UVALDE COUNTY, TEXAS

**JUDGMENT ON PLEA OF GUILTY BEFORE COURT
WAIVER OF JURY TRIAL**

Date of Judgment: 9/5/02
Judge Presiding: Mickey R. Pennington
Attorney for State: Anton E. Hackebeil/G. Dale Gear Jr.
Attorney for Defendant: JERRY EVANS/EMMETT HARRIS
Offense Convicted Of: CAPITAL MURDER-
P.C. 19.03 (a)(2)
Date Offense Committed: 2/23/01
Degree: CAPITAL FELONY
Charging Instrument: Indictment
Plea: Guilty
Plea to Enhancement Paragraph(s): N/A
Findings on Enhancement: N/A
Terms of Plea Bargain (In Detail): For Defendant's plea of guilty he is to serve LIFE in the Texas Department of Criminal Justice-Institutional Division, case to run CONSECUTIVELY with Guadalupe County cause no.01-0371.
Findings of Use of Deadly Weapon: AFFIRMATIVE
Date Sentence Imposed: 9/5/02
Costs: \$0.00
Punishment and Place of Confinement: Defendant is to serve LIFE in the Texas Department of Criminal Justice-Institutional Division.
Date to Commence: 9/5/02
Time Credited: -153- Days
Concurrent unless otherwise specified: N/A
Total Amount of Restitution/Reparation: N/A.
Restitution to be Paid To:
Address: District Clerk
Courthouse
Uvalde, Texas 78801

VOL 088 186

FILED 340 AM 10.28.2002
LYDIA STEELE
CLERK DISTRICT COURT, UVALDE COUNTY, TEXAS
BY Melissa Sandora 395
DEPUTY

This day this cause was called for trial and the State appeared by her District Attorney, Anton E. Hackebeil, and the Defendant, GEORGE L. CANTRELL, appeared in person with counsel, JERRY EVANS AND EMMETT HARRIS who was also present, and both parties announced ready for trial and defendant in open court, in person, pleaded guilty to the charge in the 1st count of the indictment. Thereupon the said defendant was admonished by the Court of the consequences of said plea, including the range of the punishment attached to the offense; the fact that any recommendation of the prosecuting attorney as to punishment is not binding on the court and the court inquired of said defendant if said plea was voluntarily made, and said defendant persisted in pleading guilty; and it plainly appearing to the Court that the said defendant is sane and that he/she is uninfluenced in making said plea by any consideration of fear, or by any persuasion or delusive hope of pardon, prompting him/her to enter his/her plea of guilty, the said plea of guilty is by the Court received; the court finds that such plea was freely and voluntarily made, and here now entered of record upon the minutes of the Court as the plea herein of said defendant. Thereupon the defendant requested the consent and approval of the Court to waive the right of a trial by a jury, and whereas such consent and approval of the duly elected and acting attorney representing the State, in writing duly signed by said attorney, was filed in the papers in said cause before the defendant entered the plea of guilty, and it appears that all prerequisites required by law for the waiving of this right have been performed. Therefore the Court now gives its consent and approval for the said defendant to waive the right of a trial by a jury;

Whereupon the defendant proceeded to trial before the Court, who having heard and considered the pleading and evidence offered, is of the opinion therefrom that the defendant is guilty of the offense charged against him/her in the 1st count of the indictment.

It is therefore considered and adjudged by the Court that the defendant, is guilty of the offense of CAPITAL MURDER, and that he/she be punished by confinement in the Texas Department of Criminal Justice-Institutional Division for a term of LIFE, and that the State of Texas do have and recover of the said defendant all costs in this prosecution expended, for which execution will issue.



Presiding Judge
PRESIDING JUDGE

10-23-02
DATE SIGNED

Notice of Appeal: No

Fingerprint of right index finger of Defendant,

X G. L. Cantrell
Defendant's signature

STATE OF TEXAS
COUNTY OF UVALDE

I, Lydia Steele, District Clerk of Uvalde County, Texas do hereby certify that the foregoing is a true and correct copy of the original record, now in my lawful custody and possession,

filed on: 10-28-02 as appears
Vol. 88, pg 186-187 in my office.
Witness my official hand and seal of office, this

VOL 088 187

9-20-04
Lydia Steele, District Clerk
Uvalde County, Texas
By [Signature] Deputy

396

NO.: 01-023-9991-CRTHE STATE OF TEXAS
VS.GEORGE L. CANTRELL§
§
§
§
§IN THE DISTRICT COURT
OF UVALDE COUNTY
38TH JUDICIAL DISTRICT
OF TEXAS
September TERM A.D.,
2002
DATE: September 5, 2002

This day this cause being again called, the State appeared by her District Attorney, Anton E. Hackebell, and the Defendant, GEORGE L. CANTRELL, appeared in person in open court, his/her legal Counsel, JERRY EVANS AND EMMETT HARRIS, also being present, and the Defendant thereupon in open court waived time for filing motion for new trial and motion in arrest of Judgment and did then and there elect to accept his/her sentence. Thereupon, the Defendant was asked by the Court whether he/she had anything to say why sentence should not be pronounced against him/her and the Defendant answered nothing in bar thereof. Whereupon the Court proceeded, in the presence of the said Defendant to pronounce sentence against him/her as follows:

It is the order of the Court that the Defendant, who has been adjudged to be guilty of a felony, to-wit: CAPITAL MURDER, and whose punishment has been assessed by the Court at confinement in the Texas Department of Criminal Justice-Institutional Division for LIFE, is hereby sentenced to confinement in the Texas Department of Criminal Justice-Institutional Division, for a term of LIFE, and he/she shall be delivered by the Sheriff of Uvalde County, Texas, or other authorized agent of the State of Texas, immediately to the Director of the Texas Department of Criminal Justice-Institutional Division, or other person legally authorized to receive such convicts for the purpose of serving such sentence in accordance with the provisions of the law governing penitentiaries and the Texas Department of Criminal Justice-Institutional Division of this State; it is further ordered by the Court that the Defendant be credited on

VOL 088 188

FILED 341 AM 10-28 2002
LYDIA STEELE
CLERK DISTRICT COURT, UVALDE COUNTY, TEXAS
BY Melissa Sandoral DEPUTY

this sentence with 153 [one h and fifty three] days on account of time spent in jail in said cause
Case 4:07-cv-00703-Y Document 85-17 Filed 11/03/17 Page 64 of 101 PageID 7173
since his/her arrest and confinement until sentence was pronounced by this Court. And the said
Defendant is hereby remanded to jail until said Sheriff can obey the directions of this sentence.

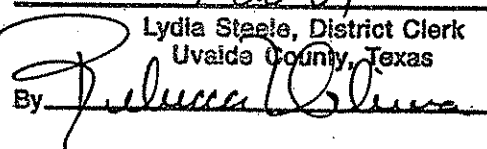
SIGNED this the 23 day of October, 2002.


DISTRICT JUDGE PRESIDING

STATE OF TEXAS
COUNTY OF UVALDE

I, Lydia Steele, District Clerk of Uvalde County,
Texas do hereby certify that the foregoing is a
true and correct copy of the original record, now
in my lawful custody and possession,

filed on: 10-28-02 as appears
Vol. 88, pg 188, 189 in my office.
Witness my official hand and seal of office, this

9-20-04
Lydia Steele, District Clerk
Uvalde County, Texas
By  Deputy

VOL. 088 188

**WILLIAM H. "BILL" RAY, P.C.
ATTORNEY AT LAW
5041 AIRPORT FREEWAY
FORT WORTH, TEXAS 76117**

(817)831-8383

FAX (817)831-8306

September 8, 2004

Karen Wilson, District Clerk
Van Zandt County
121 E. Dalls, Ste. 302
Canton, Texas 75103

Dear Ms. Wilson,

Several months ago, I requested that you provide the number of capital murder cases filed in your county in the last five years. You graciously provided that information on a form that I sent you, which indicated the number of cases filed by year. I have enclosed a copy of the form that you filled out and sent back to me.

What I would like to know at this point is what, if anything, has happened in each of those cases. I do not know the names of the persons who were charged because I did not ask for that information previously.

Please consider this an open records request for a certified copy of the judgment and sentence in each of those cases represented in our last correspondence, which are the capital murder cases filed in your office from 1999-2003, inclusive. If there is any charge, please contact me at the number above, and I will send the fee. If a case is still pending and thus has no judgment, I would appreciate it if you would write me a letter stating that fact. If the case has been dismissed, please send a certified copy of the dismissal.

Finally, I would appreciate it if you could provide me these documents on or before September 25, 2004, as I have a deadline.

If you have any questions, feel free to call.

Sincerely,

William H. Ray
Attorney at Law

)
)
)
)
)

DISTRICT COURT OF

TARRANT COUNTY, TEXAS

BUSINESS RECORDS AFFIDAVIT

Before me, the undersigned authority, personally appeared Karen Wilton

who, being by me duly sworn, deposed as follows:

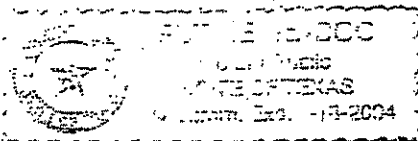
"My name is James Wilson, I am of sound mind, capable of making this affidavit, and personally acquainted with the facts herein stated:

I am the custodian of the records of the District Clerk's Office of Van Zandt County, Texas. Attached hereto are 2 pages of information obtained from records from the District Clerk's Office of Van Zandt County, Texas. This information is kept by the District Clerk's Office of Van Zandt County, Texas in the regular course of business, and it was the regular course of business of the District Clerk's Office of Van Zandt County, Texas for an employee or representative of the District Clerk's Office of Van Zandt County, Texas, with knowledge of the act, event, condition, opinion, or diagnosis, recorded to make the record or to transmit the information thereof to be included in such record; and the record was made at or near the time or reasonably soon thereafter. The information contained in the attached page is obtained from the records in the District Clerk's Office and represents the exact number of capital murder cases filed for the years indicated in this county."

AFFLIANT

SWORN TO AND SUBSCRIBED before me on the 23 day of July, 2005

Luther McAdoo NOTARY PUBLIC, STATE OF TEXAS



CAPITAL MURDER CASES FILED IN THIS COUNTY BY YEAR
INDICATED BELOW:

Fiscal Year	Number of Indictments filed for Capital Murder
2003	
2002	
2001	3
2000	2
1999	



Karen Wilson
District Clerk
121 East Dallas Street, Room 302
Canton, Texas 75103
(903)567-6576

September 17, 2004

William H. "Bill" Ray, P.C.
5041 Airport Freeway
Fort Worth, TX 76117

Dear Mr. Ray:

Enclosed are certified copies of Judgments and one Dismissal, as requested in your letter of September 8, 2004. The cases on Mark Ashley White and John Stephen Lawson are still pending, as you can see on the enclosed Criminal Docket Listing.

Please contact us if we can be of further assistance.

Sincerely,

Karen Wilson, District Clerk

By *Louise Davis* Deputy

Year	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100
1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100	

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FILE	FILE	DATE	DATE
2006/04/06	C010	/ /	
2006/04/06	C010	/ /	
2007/02/05	C010	2007/02/07	C011
2007/08/02	C010	/ /	
2007/09/02	C010	/ /	
2007/09/02	C010	/ /	
2007/08/02	C010	/ /	
2007/08/02	C010	/ /	
2007/08/07	C031	2007/05/08	C064

FILE NO.	PLAINTIFF NAME	CAUSE OF ACTION	DEFENDANT NAME	FILE DATE	DISP DATE	BOOK	VOL	PAGE
16349	THE STATE OF TEXAS		FRANKLIN, PAUL HEAD, MIKE	04/06/2000	12/19/2003	CRIM		
16350	THE STATE OF TEXAS		WILSON, MARK ANTHONY DIXON, LESLIE POINTER, D. A.	04/06/2000	02/17/2004	CRIM		
16601	THE STATE OF TEXAS		JEREMY CYRUS BELLAH BILGER, BARRY E	02/05/2001	02/07/2001	CRIM	26	199
16601	THE STATE OF TEXAS		JEREMY CYRUS BELLAH BILGER, BARRY E	08/07/2001	05/08/2002	CRIM	26	199
16601	THE STATE OF TEXAS		JEREMY CYRUS BELLAH BILGER, BARRY E	11/04/2003	01/08/2004	CRIM	26	199
16776	THE STATE OF TEXAS		COLE, BRIAN JASON SKELTON, HENRY	08/02/2001	01/05/2004	CRIM		
16777	THE STATE OF TEXAS		COLE, BRIAN JASON SKELTON, HENRY	08/02/2001	01/05/2004	CRIM		
16780	THE STATE OF TEXAS		GREENWAY, PATRICK RYAN HOLMES, CLIFTON L	08/02/2001	11/07/2003	CRIM		
16781	THE STATE OF TEXAS		GREENWAY, PATRICK RYAN HOLMES, CLIFTON L	08/02/2001	11/07/2003	CRIM		
16783	THE STATE OF TEXAS		WHITE, MARK ASHLEY WHITE, JEFFERY H	08/02/2001		CRIM		
16784	THE STATE OF TEXAS		WHITE, MARK ASHLEY ELLIOTT, JOEL C	08/02/2001		CRIM		
00313	THE STATE OF TEXAS		LAMSON, JOHN STEPHEN JONES, DENNIS	12/30/2003		CRIM		

CAUSE NO. 16,349

THE STATE OF TEXAS § IN THE DISTRICT COURT
VS. § 294TH JUDICIAL DISTRICT
RAUL FRANKLIN AKA § VAN ZANDT COUNTY, TEXAS
Muri Morris

JUDGMENT ON PLEA OF GUILTY BEFORE COURT
WAIVER OF JURY TRIAL

S y n o p s i s O f T h e J u d g m e n t

Judge Presiding:
TERESA A. DRUM

Date Of Judgment:
December 19, 2003

Attorney For The State:
LESLIE POYNTER DIXON

Attorney For Defendant:
MIKE HEAD

Charging Instrument: Indictment Plea: Guilty

Terms of plea bargain: Punishment be assessed at forty-four (44)
years in TDCJ-ID; \$272.25 court cost

Offense Convicted Of: Murder
Degree: First

Date offense committed: December 30, 1999

Findings On Use Of Deadly Weapon: NA

Punishment Imposed And Place Of Confinement:

Term Of Confinement: Forty-four (44) years
Fine: \$-0-

Place of confinement: INSTITUTIONAL DIVISION OF THE TEXAS
DEPARTMENT OF CRIMINAL JUSTICE

Date to Commence: December 19, 2003

Date Of Sentence: December 19, 2003

Credit Time: 3-29-2000 - 12-18-03

Costs: \$272.25

Fee: \$50.00 Van Zandt County Crime Stopper's Fee

Total Amount Of Restitution: \$-0-

Concurrent Unless
Otherwise Specified

Restitution to be Paid to:



I certify this to be a true and
exact copy of the original on file
in the District Clerk's Office,
Van Zandt County, Texas.

By *Debra Davis*
DEPUTY

406

Text Of The Judgment

This case was called for trial on December 19, 2003. The parties appeared and announced ready for trial. The following attorneys appeared: for the State, LESLIE POYNTER DIXON; for the defendant, MIKE HEAD. The defendant was personally present with his counsel during the trial.

The defendant waived trial by jury. The Court approved the waiver after finding that all of the requirements of Article 1.13, Texas Code of Criminal Procedure, had been met.

Defendant waived reading of the indictment and entered a plea of Guilty to the offense alleged. The Court inquired as to the existence of any plea bargaining agreement. The parties informed the Court that one existed and advised the Court of its terms. Before making any finding on the plea the Court informed the defendant that it would follow the agreement.

Before accepting the plea, the defendant was advised by the Court of the elements of the offense, of the applicable range of punishment, and further admonished as required by Article 26.13, Texas Code of Criminal Procedure. The defendant was further advised that if the defendant was not a citizen of the United States of America, a plea of guilty or nolo contendere for the offense charged may result in deportation, the exclusion from admission to this country, or the denial of naturalization under federal law.

Before accepting the plea, the court found that the defendant was mentally competent; that his plea was being made knowingly, freely, and voluntarily; and that, based on representations by defendant and his counsel, he had received effective assistance of counsel.

Evidence was submitted on the issues of guilt and punishment.

The Court accepted the defendant's plea of Guilty, and based on the evidence submitted, the Court finds beyond a reasonable doubt that the defendant is guilty of the offense of Murder, a felony of the First DEGREE, and assesses punishment at confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a TERM of Forty-four (44) years and by a FINE of \$-0-.

The Court finds beyond a reasonable doubt that the offense was committed on December 30, 1999.

The Court further finds beyond a reasonable doubt that the Defendant as a result of his criminal conduct caused the victim in this case monetary damages in the amount of \$-0-.

The Court makes the following findings concerning use of a deadly weapon: NA.

In accordance with these findings, it is ordered, adjudged, and decreed that the defendant is guilty of the offense of Murder, a felony of the First DEGREE; that the Defendant make restitution

to the victim in this case in the amount of \$-0-; that Defendant be punished by confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a TERM of Forty-four (44) years and by a FINE of \$-0-, and that the State of Texas have and recover of the Defendant all costs for this prosecution in the amount of \$272.25 and the fine for which let execution issue.

Before pronouncing sentence, the defendant was asked if there was any reason why sentence should not be pronounced. The defendant gave no reason to prevent sentencing. In open court, in the presence of defendant and defendant's counsel, the court pronounced sentence as follows:

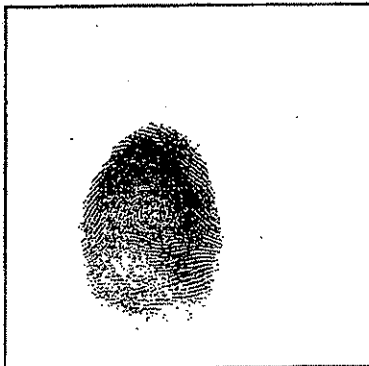
It being the judgment of this court that the defendant, RAUL FRANKLIN is guilty of the offense of Murder and that his punishment be by confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a term of Forty-four (44) years and by a fine of \$-0-, it is the order of this Court that the punishment be carried into execution in the manner prescribed by law. The Sheriff of Van Zandt County, or an authorized agent of the State of Texas, is hereby ordered to deliver defendant to the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE to begin serving his term of confinement. The State of Texas shall have and recover of Defendant the fine and costs of this prosecution, for which let execution issue against defendant's property. Defendant is remanded to jail to await his transfer to the penitentiary.

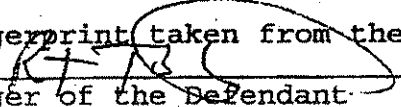
The defendant is given credit for 3-29-2000 - 12-18-03 on his sentence for time spent in jail in this case between the date of his arrest and the date of sentencing.

Sentence was pronounced on December 19, 2003.

Signed and entered on this date:


TERESA A. DRUM
JUDGE PRESIDING



Fingerprint taken from the

finger of the Defendant.

THE STATE OF TEXAS

*

IN THE DISTRICT COURT

VS.

*

294TH JUDICIAL DISTRICT

MARK ANTHONY WILSON

*

VAN ZANDT COUNTY, TEXAS

MOTION TO DISMISS

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, the State of Texas, by and through her duly qualified Criminal District Attorney or Assistant Criminal District Attorney in and for Van Zandt County, Texas, and respectfully requests the Court to dismiss the above entitled and numbered criminal action in which the defendant is charged with the offense of CAPITAL MURDER for the following reason:

CASE DISMISSED - REFILED AS CR04-00053

FILED
FEB 17 AM 11:54
CLERK OF DISTRICT COURT
VAN ZANDT CO. TX
DEP

WHEREFORE, it is prayed that the above entitled and numbered cause be dismissed.

Respectfully submitted,

Reslie Taylor Quinn

ATTORNEY FOR THE STATE
Criminal District Attorney's Office
Van Zandt County, Texas
202 N. Capitol
Canton, Texas 75103
903-567-4104
telefax 903-567-6258
State Bar No. 08327050

ORDER

The foregoing State's Motion to Dismiss having been presented to the Court, on the 17 day of Feb, 2017, and the same having been considered, it is, therefore, ORDERED, ADJUDGED AND DECREED that said above entitled and numbered cause be and the same is hereby dismissed.



I certify this to be a true and exact copy of the original on file in the District Clerk's Office, Van Zandt County, Texas.

By *Teresa A. Drum*
DEPUTY

Teresa A. Drum
DRUM, TERESA A.

409

CAUSE NO. CR04-00053

FILED FOR RECORD

AT _____ O'CLOCK _____ M

THE STATE OF TEXAS

§

IN THE DISTRICT COURT

VS.

§

294TH JUDICIAL DISTRICT

MARK ANTHONY WILSON

§

KAREN WILSON, CLERK
VAN ZANDT COUNTY, TEXAS
BY [Signature]

JUDGMENT ON PLEA OF GUILTY BEFORE COURT
WAIVER OF JURY TRIAL

S y n o p s i s O f T h e J u d g m e n t

Judge Presiding:
TERESA A. DRUM

Date Of Judgment:
February 12, 2004

Attorney For The State:
LESLIE POYNTER DIXON

Attorney For Defendant:
RICHARD KENNEDY

Charging Instrument: Information Plea: Guilty

Terms of plea bargain: Punishment be assessed at twenty (20) years
TDCJ-ID; \$272.25 court cost

Offense Convicted Of: Manslaughter
Degree: Second
Date offense committed: December 30, 1999

Findings On Use Of Deadly Weapon: NA

Punishment Imposed And Place Of Confinement:
Term Of Confinement: Twenty (20) years
Fine: \$-0-
Place of confinement: INSTITUTIONAL DIVISION OF THE TEXAS
DEPARTMENT OF CRIMINAL JUSTICE

Date to Commence: February 12, 2004
Date Of Sentence: February 12, 2004
Credit Time: 1-13-2000 - 2-11-2004
Costs: \$272.25
Fee: \$50.00 Van Zandt County Crime Stopper's Fee

Total Amount Of Restitution: \$-0-

Concurrent Unless Restitution to be Paid to:
Otherwise Specified



I certify this to be a true and
exact copy of the original on file
in the District Clerk's Office,
Van Zandt County, Texas.

By [Signature]
DEPUTY

410

Text Of The Judgment

This case was called for trial on February 12, 2004. The parties appeared and announced ready for trial. The following attorneys appeared: for the State, LESLIE POYNTER DIXON; for the defendant, RICHARD KENNEDY. The defendant was personally present with his counsel during the trial.

The defendant waived trial by jury. The Court approved the waiver after finding that all of the requirements of Article 1.13, Texas Code of Criminal Procedure, had been met.

Defendant waived reading of the Information and entered a plea of Guilty to the offense alleged. The Court inquired as to the existence of any plea bargaining agreement. The parties informed the Court that one existed and advised the Court of its terms. Before making any finding on the plea the Court informed the defendant that it would follow the agreement.

Before accepting the plea, the defendant was advised by the Court of the elements of the offense, of the applicable range of punishment, and further admonished as required by Article 26.13, Texas Code of Criminal Procedure. The defendant was further advised that if the defendant was not a citizen of the United States of America, a plea of guilty or nolo contendere for the offense charged may result in deportation, the exclusion from admission to this country, or the denial of naturalization under federal law.

Before accepting the plea, the court found that the defendant was mentally competent; that his plea was being made knowingly, freely, and voluntarily; and that, based on representations by defendant and his counsel, he had received effective assistance of counsel.

Evidence was submitted on the issues of guilt and punishment.

The Court accepted the defendant's plea of Guilty, and based on the evidence submitted, the Court finds beyond a reasonable doubt that the defendant is guilty of the offense of Manslaughter, a felony of the Second DEGREE, and assesses punishment at confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a TERM of Twenty (20) years and by a FINE of \$-0-.

The Court finds beyond a reasonable doubt that the offense was committed on December 30, 1999.

The Court further finds beyond a reasonable doubt that the Defendant as a result of his criminal conduct caused the victim in this case monetary damages in the amount of \$-0-.

The Court makes the following findings concerning use of a deadly weapon: NA.

In accordance with these findings, it is ordered, adjudged, and decreed that the defendant is guilty of the offense of

Manslaughter, a felony of the Second DEGREE; that the Defendant make restitution to the victim in this case in the amount of \$-0-; that Defendant be punished by confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a TERM of Twenty (20) years and by a FINE of \$-0-, and that the State of Texas have and recover of the Defendant all costs for this prosecution in the amount of \$272.25 and the fine for which let execution issue.

Before pronouncing sentence, the defendant was asked if there was any reason why sentence should not be pronounced. The defendant gave no reason to prevent sentencing. In open court, in the presence of defendant and defendant's counsel, the court pronounced sentence as follows:

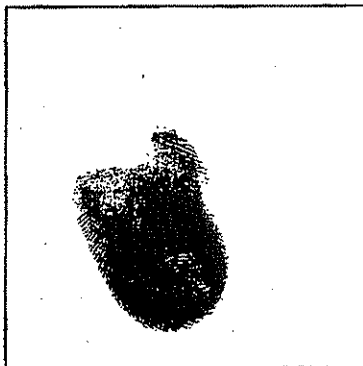
It being the judgment of this court that the defendant, MARK ANTHONY WILSON is guilty of the offense of Manslaughter and that his punishment be by confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a term of Twenty (20) years and by a fine of \$-0-, it is the order of this Court that the punishment be carried into execution in the manner prescribed by law. The Sheriff of Van Zandt County, or an authorized agent of the State of Texas, is hereby ordered to deliver defendant to the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE to begin serving his term of confinement. The State of Texas shall have and recover of Defendant the fine and costs of this prosecution, for which let execution issue against defendant's property. Defendant is remanded to jail to await his transfer to the penitentiary.

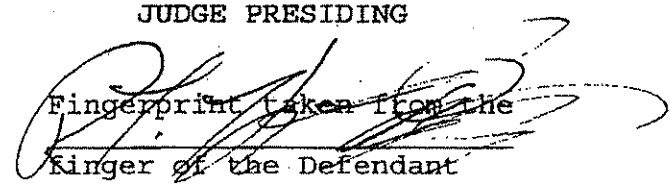
The defendant is given credit for 1-13-2000 - 2-11-2004 on his sentence for time spent in jail in this case between the date of his arrest and the date of sentencing.

Sentence was pronounced on February 12, 2004.

Signed and entered on this date: _____


TERESA A. DRUM
JUDGE PRESIDING




Fingerprint taken from the
finger of the Defendant

2004 FEB 12 PM 4:04
JUDGE DRUM

CAUSE NO. 16,777

THE STATE OF TEXAS

503

IN THE DISTRICT COURT

VS.

52

294TH JUDICIAL DISTRICT

BRIAN JASON COLE

22

VAN ZANDT COUNTY, TEXAS

JUDGMENT ON PLEA OF GUILTY BEFORE COURT
WAIVER OF JURY TRIAL

Synopsis Of The Judgment

Judge Presiding:
TERESA A. DRUM

Date Of Judgment:
January 5, 2004

Attorney For The State:
LESLIE POYNTER DIXON

Attorney For Defendant:
JOHN YOUNGBLOOD

Charging Instrument: Indictment Plea: Guilty

Terms of plea bargain: Punishment be assessed at eight (8) years at TDCJ-ID; \$272.25 court cost

Offense Convicted Of: Aggravated Assault
Degree: Second

Degree: Second

Date offense committed: July 14, 2001

Findings On Use Of Deadly Weapon: True, A Firearm

Punishment Imposed And Place Of Confinement:

Term Of Confinement: Eight (8) years

Fine: \$-0-

Place of confinement: INSTITUTIONAL DIVISION OF THE TEXAS
DEPARTMENT OF CRIMINAL JUSTICE

Date to Commence: January 5, 2004

Date Of Sentence: January 5, 2004

Credit Time: 7-14-01 - 1-4-04

Costs: \$272.25

Fee: \$50.00 Van Zandt County Crime Stopper's Fee

Total Amount Of Restitution: \$-0-

Concurrent Unless
Otherwise Specified

Restitution to be Paid to:



I certify this to be a true and exact copy of the original on file in the District Clerk's Office, Van Zandt County, Texas.

By James R. Davis
DEPUTY

This case was called for trial on January 5, 2004. The parties appeared and announced ready for trial. The following attorneys appeared: for the State, LESLIE POYNTER DIXON; for the defendant, JOHN YOUNGBLOOD. The defendant was personally present with his counsel during the trial.

The defendant waived trial by jury. The Court approved the waiver after finding that all of the requirements of Article 1.13, Texas Code of Criminal Procedure, had been met.

Defendant waived reading of the indictment and entered a plea of Guilty to the offense alleged. The Court inquired as to the existence of any plea bargaining agreement. The parties informed the Court that one existed and advised the Court of its terms. Before making any finding on the plea the Court informed the defendant that it would follow the agreement.

Before accepting the plea, the defendant was advised by the Court of the elements of the offense, of the applicable range of punishment, and further admonished as required by Article 26.13, Texas Code of Criminal Procedure. The defendant was further advised that if the defendant was not a citizen of the United States of America, a plea of guilty or nolo contendere for the offense charged may result in deportation, the exclusion from admission to this country, or the denial of naturalization under federal law.

Before accepting the plea, the court found that the defendant was mentally competent; that his plea was being made knowingly, freely, and voluntarily; and that, based on representations by defendant and his counsel, he had received effective assistance of counsel.

Evidence was submitted on the issues of guilt and punishment.

The Court accepted the defendant's plea of Guilty, and based on the evidence submitted, the Court finds beyond a reasonable doubt that the defendant is guilty of the offense of Aggravated Assault, a felony of the Second DEGREE, and assesses punishment at confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a TERM of Eight (8) years and by a FINE of \$-0-.

The Court finds beyond a reasonable doubt that the offense was committed on July 14, 2001.

The Court further finds beyond a reasonable doubt that the Defendant as a result of his criminal conduct caused the victim in this case monetary damages in the amount of \$-0-.

The Court makes the following findings concerning use of a deadly weapon: True, A Firearm.

In accordance with these findings, it is ordered, adjudged, and decreed that the defendant is guilty of the offense of

Aggravated Assault, a felony of the Second DEGREE; that the Defendant make restitution to the victim in this case in the amount of \$-0-; that Defendant be punished by confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a TERM of Eight (8) years and by a FINE of \$-0-, and that the State of Texas have and recover of the Defendant all costs for this prosecution in the amount of \$272.25 and the fine for which let execution issue.

Before pronouncing sentence, the defendant was asked if there was any reason why sentence should not be pronounced. The defendant gave no reason to prevent sentencing. In open court, in the presence of defendant and defendant's counsel, the court pronounced sentence as follows:

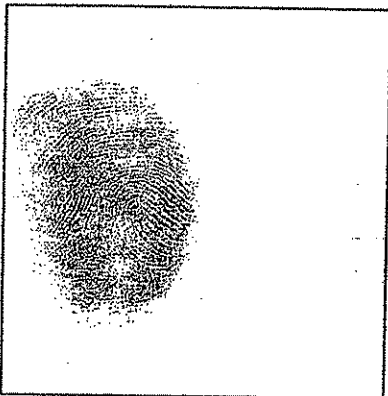
It being the judgment of this court that the defendant, BRIAN JASON COLE is guilty of the offense of Aggravated Assault and that his punishment be by confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a term of Eight (8) years and by a fine of \$-0-, it is the order of this Court that the punishment be carried into execution in the manner prescribed by law. The Sheriff of Van Zandt County, or an authorized agent of the State of Texas, is hereby ordered to deliver defendant to the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE to begin serving his term of confinement. The State of Texas shall have and recover of Defendant the fine and costs of this prosecution, for which let execution issue against defendant's property. Defendant is remanded to jail to await his transfer to the penitentiary.

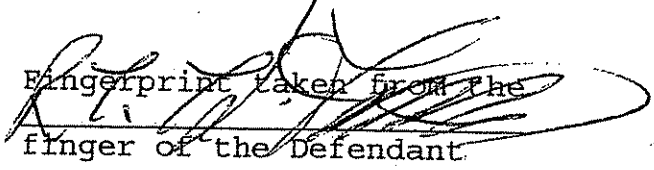
The defendant is given credit for 7-14-01 - 1-4-04 on his sentence for time spent in jail in this case between the date of his arrest and the date of sentencing.

Sentence was pronounced on January 5, 2004.

Signed and entered on this date: 1-5-04


TERESA A. DRUM
JUDGE PRESIDING




Fingerprint taken from the
finger of the Defendant

CAUSE NO. 16,776

THE STATE OF TEXAS § IN THE DISTRICT COURT
VS. § 294TH JUDICIAL DISTRICT
BRIAN JASON COLE § VAN ZANDT COUNTY, TEXAS

JUDGMENT ON PLEA OF GUILTY BEFORE COURT
WAIVER OF JURY TRIAL

Synopsis Of The Judgment

Judge Presiding: TERESA A. DRUM Date Of Judgment: January 5, 2004

Attorney For The State: LESLIE POYNTER DIXON	Attorney For Defendant: JOHN YOUNGBLOOD
---	--

Charging Instrument: Indictment Plea: Guilty

Terms of plea bargain: Punishment be assessed at twelve (12) years at TDCJ-ID; \$272.25 court cost

Offense Convicted Of: Manslaughter
Degree: Second
Date offense committed: July 14, 2001

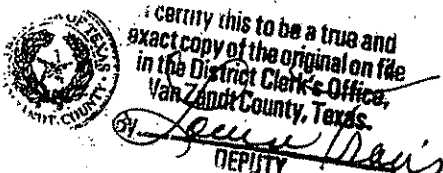
Findings On Use Of Deadly Weapon: True, A Firearm

Punishment Imposed And Place Of Confinement:
Term Of Confinement: Twelve (12) years
Fine: \$-0-
Place of confinement: INSTITUTIONAL DIVISION OF THE TEXAS
DEPARTMENT OF CRIMINAL JUSTICE

Date to Commence: January 5, 2004
Date Of Sentence: January 5, 2004
Credit Time: 7-14-01 - 1-4-04
Costs: \$272.25
Fee: \$50.00 Van Zandt County Crime Stopper's Fee

Total Amount Of Restitution: \$-0-

Concurrent Unless Otherwise Specified	Restitution to be Paid to:
--	----------------------------



416

Text Of The Judgment

This case was called for trial on January 5, 2004. The parties appeared and announced ready for trial. The following attorneys appeared: for the State, LESLIE POYNTER DIXON; for the defendant, JOHN YOUNGBLOOD. The defendant was personally present with his counsel during the trial.

The defendant waived trial by jury. The Court approved the waiver after finding that all of the requirements of Article 1.13, Texas Code of Criminal Procedure, had been met.

Defendant waived reading of the indictment and entered a plea of Guilty to the offense alleged. The Court inquired as to the existence of any plea bargaining agreement. The parties informed the Court that one existed and advised the Court of its terms. Before making any finding on the plea the Court informed the defendant that it would follow the agreement.

Before accepting the plea, the defendant was advised by the Court of the elements of the offense, of the applicable range of punishment, and further admonished as required by Article 26.13, Texas Code of Criminal Procedure. The defendant was further advised that if the defendant was not a citizen of the United States of America, a plea of guilty or nolo contendere for the offense charged may result in deportation, the exclusion from admission to this country, or the denial of naturalization under federal law.

Before accepting the plea, the court found that the defendant was mentally competent; that his plea was being made knowingly, freely, and voluntarily; and that, based on representations by defendant and his counsel, he had received effective assistance of counsel.

Evidence was submitted on the issues of guilt and punishment.

The Court accepted the defendant's plea of Guilty, and based on the evidence submitted, the Court finds beyond a reasonable doubt that the defendant is guilty of the offense of Manslaughter, a felony of the Second DEGREE, and assesses punishment at confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a TERM of Twelve (12) years and by a FINE of \$-0-.

The Court finds beyond a reasonable doubt that the offense was committed on July 14, 2001.

The Court further finds beyond a reasonable doubt that the Defendant as a result of his criminal conduct caused the victim in this case monetary damages in the amount of \$-0-.

The Court makes the following findings concerning use of a deadly weapon: True, A Firearm.

In accordance with these findings, it is ordered, adjudged, and decreed that the defendant is guilty of the offense of 417

Manslaughter, a felony of the Second DEGREE; that the Defendant make restitution to the victim in this case in the amount of \$-0-; that Defendant be punished by confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a TERM of Twelve (12) years and by a FINE of \$-0-, and that the State of Texas have and recover of the Defendant all costs for this prosecution in the amount of \$272.25 and the fine for which let execution issue.

Before pronouncing sentence, the defendant was asked if there was any reason why sentence should not be pronounced. The defendant gave no reason to prevent sentencing. In open court, in the presence of defendant and defendant's counsel, the court pronounced sentence as follows:

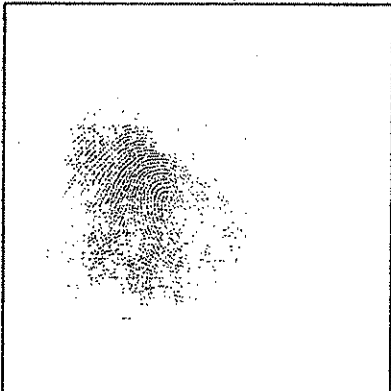
It being the judgment of this court that the defendant, BRIAN JASON COLE is guilty of the offense of Manslaughter and that his punishment be by confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a term of Twelve (12) years and by a fine of \$-0-, it is the order of this Court that the punishment be carried into execution in the manner prescribed by law. The Sheriff of Van Zandt County, or an authorized agent of the State of Texas, is hereby ordered to deliver defendant to the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE to begin serving his term of confinement. The State of Texas shall have and recover of Defendant the fine and costs of this prosecution, for which let execution issue against defendant's property. Defendant is remanded to jail to await his transfer to the penitentiary.

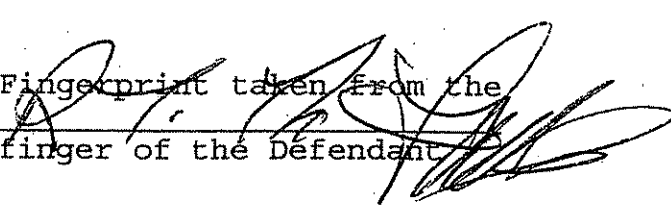
The defendant is given credit for 7-14-01 - 1-4-04 on his sentence for time spent in jail in this case between the date of his arrest and the date of sentencing.

Sentence was pronounced on January 5, 2004.

Signed and entered on this date: 1-5-04


TERESA A. DRUM
JUDGE PRESIDING




Fingerprint taken from the
finger of the Defendant

CAUSE NO. 16,780

THE STATE OF TEXAS

§

IN THE DISTRICT COURT

VS.

§

294TH JUDICIAL DISTRICT

PATRICK RYAN GREENWAY

§

VAN ZANDT COUNTY, TEXAS

JUDGMENT ON PLEA OF GUILTY BEFORE COURT
WAIVER OF JURY TRIAL

S y n o p s i s O f T h e J u d g m e n t

Judge Presiding:
TERESA A. DRUM

Date Of Judgment:
November 7, 2003

Attorney For The State:
LESLIE POYNTER DIXON

Attorney For Defendant:
Clifton "Scrappy" Holmes

Charging Instrument: Indictment Plea: Guilty

Terms of plea bargain: Punishment be assessed at forty (40) years
TDCJ-ID; \$10,000 fine; \$272.25 court cost

Offense Convicted Of: Murder
Degree: First
Date offense committed: July 14, 2001

Findings On Use Of Deadly Weapon: Firearm

Punishment Imposed And Place Of Confinement:
Term Of Confinement: Forty (40) years
Fine: \$10,000
Place of confinement: INSTITUTIONAL DIVISION OF THE TEXAS
DEPARTMENT OF CRIMINAL JUSTICE

Date to Commence: November 7, 2003
Date Of Sentence: November 7, 2003
Credit Time: 7-14-01 - 11-6-03
Costs: \$272.25
Fee: \$50.00 Van Zandt County Crime Stopper's Fee

Total Amount Of Restitution: \$-0-

Concurrent Unless Restitution to be Paid to:
Otherwise Specified

Law
Defendant
this case

The
indictment

In
and decrees that the defendant
is guilty of the offense

419



I certify this to be a true and
exact copy of the original on file
in the District Clerk's Office,
Van Zandt County, Texas.

By Debbie Raus
DEPUTY

Text Of The Judgment

This case was called for trial on November 7, 2003. The parties appeared and announced ready for trial. The following attorneys appeared: for the State, LESLIE POYNTER DIXON; for the defendant, Clifton "Scrappy" Holmes. The defendant was personally present with his counsel during the trial.

The defendant waived trial by jury. The Court approved the waiver after finding that all of the requirements of Article 1.13, Texas Code of Criminal Procedure, had been met.

Defendant waived reading of the indictment and entered a plea of Guilty to the offense alleged. The Court inquired as to the existence of any plea bargaining agreement. The parties informed the Court that one existed and advised the Court of its terms. Before making any finding on the plea the Court informed the defendant that it would follow the agreement.

Before accepting the plea, the defendant was advised by the Court of the elements of the offense, of the applicable range of punishment, and further admonished as required by Article 26.13, Texas Code of Criminal Procedure. The defendant was further advised that if the defendant was not a citizen of the United States of America, a plea of guilty or nolo contendere for the offense charged may result in deportation, the exclusion from admission to this country, or the denial of naturalization under federal law.

Before accepting the plea, the court found that the defendant was mentally competent; that his plea was being made knowingly, freely, and voluntarily; and that, based on representations by defendant and his counsel, he had received effective assistance of counsel.

Evidence was submitted on the issues of guilt and punishment.

The Court accepted the defendant's plea of Guilty, and based on the evidence submitted, the Court finds beyond a reasonable doubt that the defendant is guilty of the offense of Murder, a felony of the First DEGREE, and assesses punishment at confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a TERM of Forty (40) years and by a FINE of \$10,000.

The Court finds beyond a reasonable doubt that the offense was committed on July 14, 2001.

The Court further finds beyond a reasonable doubt that the Defendant as a result of his criminal conduct caused the victim in this case monetary damages in the amount of \$-0-.

The Court makes the following findings concerning use of a deadly weapon: Firearm.

In accordance with these findings, it is ordered, adjudged, and decreed that the defendant is guilty of the offense of Murder, a felony of the First DEGREE; that the Defendant make restitution

to the victim in this case in the amount of \$-0-; that Defendant be punished by confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a TERM of Forty (40) years and by a FINE of \$10,000, and that the State of Texas have and recover of the Defendant all costs for this prosecution in the amount of \$272.25 and the fine for which let execution issue.

Before pronouncing sentence, the defendant was asked if there was any reason why sentence should not be pronounced. The defendant gave no reason to prevent sentencing. In open court, in the presence of defendant and defendant's counsel, the court pronounced sentence as follows:

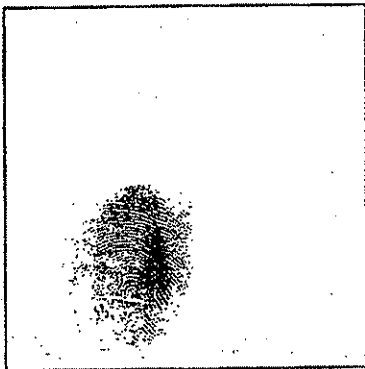
It being the judgment of this court that the defendant, PATRICK RYAN GREENWAY is guilty of the offense of Murder and that his punishment be by confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a term of Forty (40) years and by a fine of \$10,000, it is the order of this Court that the punishment be carried into execution in the manner prescribed by law. The Sheriff of Van Zandt County, or an authorized agent of the State of Texas, is hereby ordered to deliver defendant to the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE to begin serving his term of confinement. The State of Texas shall have and recover of Defendant the fine and costs of this prosecution, for which let execution issue against defendant's property. Defendant is remanded to jail to await his transfer to the penitentiary.

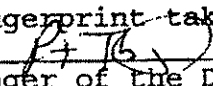
The defendant is given credit for 7-14-01 - 11-6-03 on his sentence for time spent in jail in this case between the date of his arrest and the date of sentencing.

Sentence was pronounced on November 7, 2003.

Signed and entered on this date: _____


TERESA A. DRUM
JUDGE PRESIDING



Fingerprint taken from the

finger of the Defendant

Entered on
Docket as

421

CAUSE NO. 16,781

THE STATE OF TEXAS

§

IN THE DISTRICT COURT

VS.

§

294TH JUDICIAL DISTRICT

PATRICK RYAN GREENWAY

§

VAN ZANDT COUNTY, TEXAS

JUDGMENT ON PLEA OF GUILTY BEFORE COURT
WAIVER OF JURY TRIAL

S y n o p s i s O f T h e J u d g m e n t

Judge Presiding:
TERESA A. DRUM

Date Of Judgment:
November 7, 2003

Attorney For The State:
LESLIE POYNTER DIXON

Attorney For Defendant:
Clifton "Scrappy" Holmes

Charging Instrument: Indictment Plea: Guilty

Terms of plea bargain: Punishment be assessed at twenty (20) years
TDCJ-ID; \$10,000 fine; \$272.25 court cost

Offense Convicted Of: Murder
Degree: Second
Date offense committed: July 14, 2001

Findings On Use Of Deadly Weapon: Firearm

Punishment Imposed And Place Of Confinement:
Term Of Confinement: Twenty (20) years
Fine: \$10,000
Place of confinement: INSTITUTIONAL DIVISION OF THE TEXAS
DEPARTMENT OF CRIMINAL JUSTICE

Date to Commence: November 7, 2003
Date Of Sentence: November 7, 2003
Credit Time: 7-14-01 - 11-6-03
Costs: \$272.25
Fee: \$50.00 Van Zandt County Crime Stopper's Fee

Total Amount Of Restitution: \$-0-

Concurrent Unless Restitution to be Paid to:
Otherwise Specified



I certify this to be a true and
exact copy of the original on file
in the District Clerk's Office,
Van Zandt County, Texas.

By James R. Rader
DEPUTY

422

Text Of The Judgment

This case was called for trial on November 7, 2003. The parties appeared and announced ready for trial. The following attorneys appeared: for the State, LESLIE POYNTER DIXON; for the defendant, Clifton "Scrappy" Holmes. The defendant was personally present with his counsel during the trial.

The defendant waived trial by jury. The Court approved the waiver after finding that all of the requirements of Article 1.13, Texas Code of Criminal Procedure, had been met.

Defendant waived reading of the indictment and entered a plea of Guilty to the offense alleged. The Court inquired as to the existence of any plea bargaining agreement. The parties informed the Court that one existed and advised the Court of its terms. Before making any finding on the plea the Court informed the defendant that it would follow the agreement.

Before accepting the plea, the defendant was advised by the Court of the elements of the offense, of the applicable range of punishment, and further admonished as required by Article 26.13, Texas Code of Criminal Procedure. The defendant was further advised that if the defendant was not a citizen of the United States of America, a plea of guilty or nolo contendere for the offense charged may result in deportation, the exclusion from admission to this country, or the denial of naturalization under federal law.

Before accepting the plea, the court found that the defendant was mentally competent; that his plea was being made knowingly, freely, and voluntarily; and that, based on representations by defendant and his counsel, he had received effective assistance of counsel.

Evidence was submitted on the issues of guilt and punishment.

The Court accepted the defendant's plea of Guilty, and based on the evidence submitted, the Court finds beyond a reasonable doubt that the defendant is guilty of the offense of Murder, a felony of the Second DEGREE, and assesses punishment at confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a TERM of Twenty (20) years and by a FINE of \$10,000.

The Court finds beyond a reasonable doubt that the offense was committed on July 14, 2001.

The Court further finds beyond a reasonable doubt that the Defendant as a result of his criminal conduct caused the victim in this case monetary damages in the amount of \$-0-.

The Court makes the following findings concerning use of a deadly weapon: Firearm.

In accordance with these findings, it is ordered, adjudged, and decreed that the defendant is guilty of the offense of Murder, a felony of the Second DEGREE; that the Defendant make restitution

to the victim in this case in the amount of \$-0-; that Defendant be punished by confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a TERM of Twenty (20) years and by a FINE of \$10,000, and that the State of Texas have and recover of the Defendant all costs for this prosecution in the amount of \$272.25 and the fine for which let execution issue.


Before pronouncing sentence, the defendant was asked if there was any reason why sentence should not be pronounced. The defendant gave no reason to prevent sentencing. In open court, in the presence of defendant and defendant's counsel, the court pronounced sentence as follows:

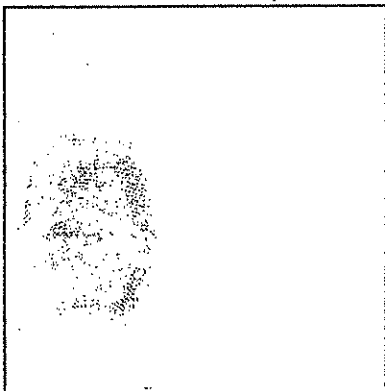
It being the judgment of this court that the defendant, PATRICK RYAN GREENWAY is guilty of the offense of Murder and that his punishment be by confinement in the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE for a term of Twenty (20) years and by a fine of \$10,000, it is the order of this Court that the punishment be carried into execution in the manner prescribed by law. The Sheriff of Van Zandt County, or an authorized agent of the State of Texas, is hereby ordered to deliver defendant to the INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE to begin serving his term of confinement. The State of Texas shall have and recover of Defendant the fine and costs of this prosecution, for which let execution issue against defendant's property. Defendant is remanded to jail to await his transfer to the penitentiary.

The defendant is given credit for 7-14-01 - 11-6-03 on his sentence for time spent in jail in this case between the date of his arrest and the date of sentencing.

Sentence was pronounced on November 7, 2003.

Signed and entered on this date: _____


TERESA A. DRUM
JUDGE PRESIDING



Fingerprint taken from the
R+Th
finger of the Defendant

**WILLIAM H. "BILL" RAY, P.C.
ATTORNEY AT LAW
5041 AIRPORT FREEWAY
FORT WORTH, TEXAS 76117**

(817)831-8383

FAX (817)831-8306

September 8, 2004

Jenica Turner
Wood County District Clerk
PO Box 1707
Quitman, Texas 75783

Dear Ms. Turner,

Several months ago, I requested that you provide the number of capital murder cases filed in your county in the last five years. You graciously provided that information on a form that I sent you, which indicated the number of cases filed by year. I have enclosed a copy of the form that you filled out and sent back to me.

What I would like to know at this point is what, if anything, has happened in each of those cases. I do not know the names of the persons who were charged because I did not ask for that information previously.

Please consider this an open records request for a certified copy of the judgment and sentence in each of those cases represented in our last correspondence, which are the capital murder cases filed in your office from 1999-2003, inclusive. If there is any charge, please contact me at the number above, and I will send the fee. If a case is still pending and thus has no judgment, I would appreciate it if you would write me a letter stating that fact. If the case has been dismissed, please send a certified copy of the dismissal.

Finally, I would appreciate it if you could provide me these documents on or before September 25, 2004, as I have a deadline.

If you have any questions, feel free to call.

Sincerely,

William H. Ray
Attorney at Law

426

NO. 0885306D

THE STATE OF TEXAS)
VS.)
BILLY JACK CRUTSINGER)

IN THE 213TH
DISTRICT COURT OF
TARRANT COUNTY, TEXAS

BUSINESS RECORDS AFFIDAVIT

Before me, the undersigned authority, personally appeared NOVIS WISDOM
who, being by me duly sworn, deposed as follows:

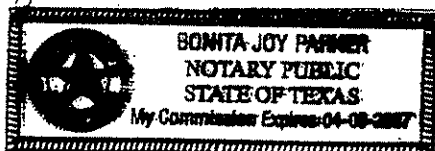
"My name is NOVIS WISDOM, I am of sound mind, capable of making this affidavit, and personally acquainted with the facts herein stated:

I am the custodian of the records of the District Clerk's Office of WOOD County, Texas. Attached hereto are 1 pages of information obtained from records from the District Clerk's Office of WOOD County, Texas. This information is kept by the District Clerk's Office of WOOD County, Texas in the regular course of business, and it was the regular course of business of the District Clerk's Office of WOOD County, Texas for an employee or representative of the District Clerk's Office of WOOD County, Texas, with knowledge of the act, event, condition, opinion, or diagnosis, recorded to make the record or to transmit the information thereof to be included in such record; and the record was made at or near the time or reasonably soon thereafter. The information contained in the attached page is obtained from the records in the District Clerk's Office and represents the exact number of capital murder cases filed for the years indicated in this country."

Dennis Wilson
AFFILIANT

SWORN TO AND SUBSCRIBED before me on the 5 day of August, 2003.

Bonita Jay Parker NOTARY PUBLIC, STATE OF TEXAS



NAME OF COUNTY WOOD

CAPITAL MURDER CASES FILED IN THIS COUNTY BY YEAR
INDICATED BELOW:

Fiscal Year	Number of Indictments filed for Capital Murder
2003	
2002	/
2001	
2000	
1999	

No. 17,065-2002 (SINGLE COUNT) TRN 902,41036 A003

THE STATE OF TEXAS

v.

CHARLES ALAN HAMMER,
DEFENDANT

§
§
§

IN THE 402ND JUDICIAL
DISTRICT COURT OF
WOOD COUNTY, TEXAS

SID: TX 05537054

JUDGMENT OF CONVICTION BY COURT;
SENTENCE TO Institutional Division, TDCJ

DATE OF JUDGMENT: AUGUST 9, 2003
JUDGE PRESIDING: G. TIMOTHY BOSWELL
ATTORNEY FOR THE STATE: HENRY WHITLEY
ATTORNEY FOR THE DEFENDANT: WM. BRANDON BAADE
OFFENSE: CAPITAL MURDER
STATUTE FOR OFFENSE: Article 19.03, Section (a)(2) AND (b), Penal Code
DEGREE OF OFFENSE: Capital Felony
APPLICABLE PUNISHMENT RANGE
(including enhancements, if any): Life in prison
DATE OF OFFENSE: JANUARY 25, 2002
CHARGING INSTRUMENT: Indictment
TERMS OF PLEA AGREEMENT
(IN DETAIL): LIFE IN THE INSTITUTIONAL DIVISION OF
THE TEXAS DEPARTMENT OF CRIMINAL
JUSTICE
PLEA TO OFFENSE: Guilty
PLEA TO ENHANCEMENT Not Applicable
PARAGRAPH(S):
VERDICT FOR OFFENSE: Guilty
FINDING ON ENHANCEMENT: Not Applicable
AFFIRMATIVE FINDING ON DEADLY
WEAPON: Yes-deadly weapon used or exhibited
OTHER AFFIRMATIVE SPECIAL
FINDINGS: Not Applicable
DATE SENTENCE IMPOSED: AUGUST 9, 2003
PUNISHMENT AND PLACE OF
CONFINEMENT: LIFE in the Institutional Division-TDCJ, and a
\$NONE fine
TIME CREDITED TO SENTENCE: 2-1-02 through 8-9-03 (247 days)
COURT COSTS: \$ 223.00
TOTAL AMOUNT OF RESTITUTION: \$
NAME AND ADDRESS FOR
RESTITUTION:

The Sex Offender Registration Requirements under Chapter 62, CCP, do not apply to the Defendant. The age of the victim at the time of the offense was not applicable.

On the date stated above, the above numbered and entitled cause was regularly reached and called for trial, and the State appeared by the attorney stated above, and the Defendant and the Defendant's attorney, as stated above, were also present. Thereupon both sides announced

ready for trial, and the Defendant, Defendant's attorney, and the State's attorney agreed in open court and in writing to waive a jury in the trial of this cause and to submit it to the Court. The Court consented to the waiver of a jury. The Defendant further waived the reading of the indictment and, upon being asked by the Court as to how the defendant pleaded, entered a plea of **Guilty** to the offense of **CAPITALMURDER**, as alleged in the charging instrument. Furthermore, as to the enhancement paragraphs, if any, the Defendant entered a plea as stated above.

Thereupon, the Defendant was admonished by the Court of the consequences of the plea(s); it appeared to the Court that the Defendant was competent to stand trial and that the defendant was not influenced in making said plea(s) by any consideration of fear or by an persuasion prompting a confession of guilty; and the Court received the free and voluntary plea(s), which are now entered of record in the minutes of the court. The Court proceeded to hear evidence from the State and the Defendant and, having heard argument of counsel, found there was sufficient evidence to support the Defendant's plea and found the Defendant **"GUILTY"** of the offense stated above, found it was committed on the date(s) stated above, and made a finding on the enhancement paragraphs, if any, as stated above. A presentence investigation report was not required or done. The Court then assessed punishment as stated above.

And thereupon the Court asked the Defendant whether the Defendant had anything to say why said sentence should not be pronounced upon said Defendant, and the Defendant answered nothing in bar thereof. Whereupon the Court proceeded to pronounce sentence upon said Defendant as stated above.

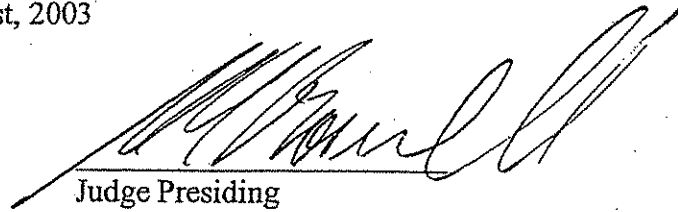
It is therefore ORDERED, ADJUDGED and DECREED by the Court that the defendant is guilty of the offense stated above, the punishment is fixed as stated above, and the State of Texas do have and recover of said defendant all court costs in this prosecution expended, for which execution will issue.

It is ORDERED by the Court that the Defendant be taken by the authorized agent of the State of Texas or by the Sheriff of this county and be safely conveyed and delivered to the Director, Institutional Division-TDCJ, there to be confined in the manner and for the period aforesaid, and the said defendant is hereby remanded to the custody of the Sheriff of this county until such time as the Sheriff can obey the directions of this sentence. The defendant is given credit as stated above on this sentence for the time spent in county jail. The Defendant also is ordered to pay restitution to the person(s) named above in the amount specified above.

Furthermore, the following special findings or orders apply:

Pursuant to article 42.12, Section 3g, Code of Criminal Procedure & HB156 (77R) the court affirmatively finds that the Defendant used or exhibited a deadly weapon, namely, a knife, that in the manner of its use and intended use is capable of causing death and serious bodily injury, during the commission of a felony offense or during immediate flight therefrom or was a party to the offense and knew that a deadly weapon would be used or exhibited.

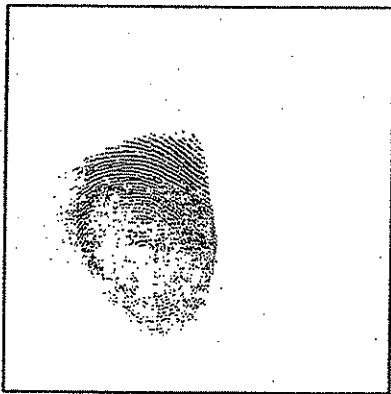
Signed on the 9th day of August, 2003


Judge Presiding

Person taking thumbprint:



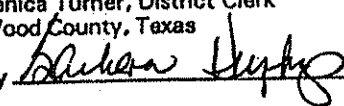
Defendant's right thumbprint



STATE OF TEXAS }
COUNTY OF WOOD }

I, Jenica Turner, District Clerk of Wood County, Texas, do hereby certify that the foregoing is a true and correct copy of the original record, now in my lawful custody and possession, on file in my office this 13 day of September, 20 07.

Jenica Turner, District Clerk
Wood County, Texas

By  Deputy

SO #: 13067

FILED
2003 NOV 11 AM 8:53
Date Compiled 08-11-2003

NOV 13 2003
DISTRICT COURT
WOOD COUNTY, TEXAS

CAUSE #: 17,065-2002

THE STATE OF TEXAS

X

IN THE 402nd JUDICIAL

V.S.

X

DISTRICT COURT OF

Hammer, Charles Alan

X

WOOD COUNTY, TEXAS

I do hereby agree that the following is an accurate summary of jail time for which I am to be credited in the above styled and numbered cause:

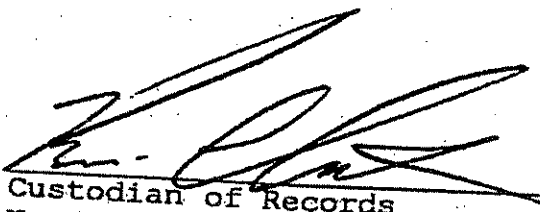
Charge: Capital Murder

Hold Placed Los Cruces, NM

02-01-02 thru 02-09-02 = 9 Days

02-09-02 thru 08-09-03 = 547 Days

Total Days Credit = 556 Days


Custodian of Records
Wood County Sheriff's Office

Defendant

Criminal District Attorney

Attorney for Defendant

THE STATE OF TEXAS § IN THE 402ND JUDICIAL
v. § DISTRICT COURT OF
CHARLES ALAN HAMMER, § WOOD COUNTY, TEXAS
DEFENDANT

SID: TX 05537054

JUDGMENT OF CONVICTION BY COURT;
SENTENCE TO Institutional Division, TDCJ

DATE OF JUDGMENT: AUGUST 9, 2003
JUDGE PRESIDING: G. TIMOTHY BOSWELL
ATTORNEY FOR THE STATE: HENRY WHITLEY
ATTORNEY FOR THE DEFENDANT: WM. BRANDON BAADE
OFFENSE: CAPITAL MURDER
STATUTE FOR OFFENSE: Article 19.03, Section (a)(2) AND (b), Penal Code
DEGREE OF OFFENSE: Capital Felony
APPLICABLE PUNISHMENT RANGE
(including enhancements, if any): Life in prison
DATE OF OFFENSE: JANUARY 25, 2002
CHARGING INSTRUMENT: Indictment
TERMS OF PLEA AGREEMENT
(IN DETAIL): LIFE IN THE INSTITUTIONAL DIVISION OF
THE TEXAS DEPARTMENT OF CRIMINAL
JUSTICE
PLEA TO OFFENSE: Guilty
PLEA TO ENHANCEMENT Not Applicable
PARAGRAPH(S):
VERDICT FOR OFFENSE: Guilty
FINDING ON ENHANCEMENT: Not Applicable
AFFIRMATIVE FINDING ON DEADLY
WEAPON: Yes-deadly weapon used or exhibited
OTHER AFFIRMATIVE SPECIAL Not Applicable
FINDINGS:
DATE SENTENCE IMPOSED: AUGUST 9, 2003
PUNISHMENT AND PLACE OF
CONFINEMENT: LIFE in the Institutional Division-TDCJ, and a
\$NONE fine
TIME CREDITED TO SENTENCE: 2-1-02 through 8-9-03 (647 days)
COURT COSTS: \$ 223.00
TOTAL AMOUNT OF RESTITUTION: \$
NAME AND ADDRESS FOR
RESTITUTION:

The Sex Offender Registration Requirements under Chapter 62, CCP, do not apply to the Defendant. The age of the victim at the time of the offense was not applicable.

On the date stated above, the above numbered and entitled cause was regularly reached and called for trial, and the State appeared by the attorney stated above, and the Defendant and the Defendant's attorney, as stated above, were also present. Thereupon both sides announced

ready for trial, and the Defendant, Defendant's attorney, and the State's attorney agreed in open court and in writing to waive a jury in the trial of this cause and to submit it to the Court. The Court consented to the waiver of a jury. The Defendant further waived the reading of the indictment and, upon being asked by the Court as to how the defendant pleaded, entered a plea of **Guilty** to the offense of **CAPITALMURDER**, as alleged in the charging instrument. Furthermore, as to the enhancement paragraphs, if any, the Defendant entered a plea as stated above.

Thereupon, the Defendant was admonished by the Court of the consequences of the plea(s); it appeared to the Court that the Defendant was competent to stand trial and that the defendant was not influenced in making said plea(s) by any consideration of fear or by an persuasion prompting a confession of guilty; and the Court received the free and voluntary plea(s), which are now entered of record in the minutes of the court. The Court proceeded to hear evidence from the State and the Defendant and, having heard argument of counsel, found there was sufficient evidence to support the Defendant's plea and found the Defendant **"GUILTY"** of the offense stated above, found it was committed on the date(s) stated above, and made a finding on the enhancement paragraphs, if any, as stated above. A presentence investigation report was not required or done. The Court then assessed punishment as stated above.

And thereupon the Court asked the Defendant whether the Defendant had anything to say why said sentence should not be pronounced upon said Defendant, and the Defendant answered nothing in bar thereof. Whereupon the Court proceeded to pronounce sentence upon said Defendant as stated above.

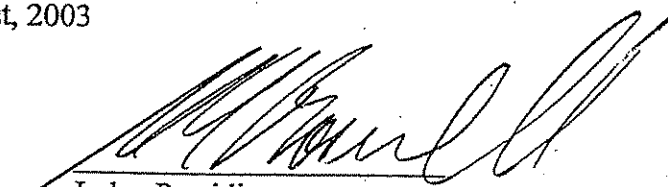
It is therefore **ORDERED, ADJUDGED and DECREED** by the Court that the defendant is guilty of the offense stated above, the punishment is fixed as stated above, and the State of Texas do have and recover of said defendant all court costs in this prosecution expended, for which execution will issue.

It is **ORDERED** by the Court that the Defendant be taken by the authorized agent of the State of Texas or by the Sheriff of this county and be safely conveyed and delivered to the **Director, Institutional Division-TDCJ**, there to be confined in the manner and for the period aforesaid, and the said defendant is hereby remanded to the custody of the Sheriff of this county until such time as the Sheriff can obey the directions of this sentence. The defendant is given credit as stated above on this sentence for the time spent in county jail. The Defendant also is ordered to pay restitution to the person(s) named above in the amount specified above.

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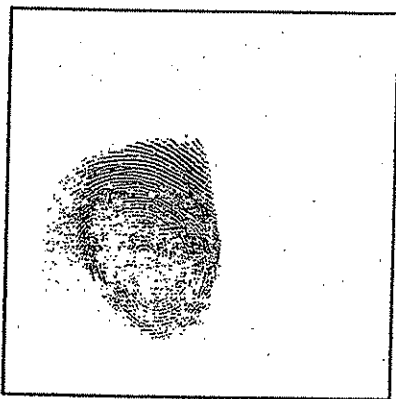
Signed on the 9th day of August, 2003


Judge Presiding

Person taking thumbprint:



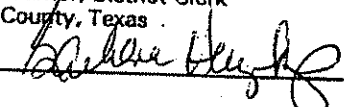
Defendant's right thumbprint



STATE OF TEXAS }
COUNTY OF WOOD }

I, Jenica Turner, District Clerk of Wood County, Texas, do hereby certify that the foregoing is a true and correct copy of the original record, now in my lawful custody and possession, on file in my office this 21 day of August, 2004.

Jenica Turner, District Clerk
Wood County, Texas

By  Deputy